

The image shows the front cover of an old book. The cover is decorated with a marbled paper pattern featuring large, irregular, greyish-purple spots separated by thin, branching veins of yellow, red, and blue. The paper is heavily worn, with numerous white, fuzzy spots of mold or foxing scattered across the surface. The edges of the cover are frayed, revealing a brown, textured material underneath. On the left side, there is a vertical strip of brown material, likely the spine's binding. A small, white, rectangular label is affixed to the lower-left corner of the cover.

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**JOURNAL**

*J. B. Billon*

OF THE

**HOUSE OF REPRESENTATIVES**

OF THE

**STATE OF INDIANA,**

BEING THE

**THIRD SESSION**

OF THE

**GENERAL ASSEMBLY,**

BEGUN AND HELD AT CORYDON. IN THE SAID  
STATE OF INDIANA, ON MONDAY THE SE-  
VENTH DAY OF DECEMBER, 1818.



PRINTED BY A. AND. J. BRANDON, PRINTERS OF THE  
LAWS OF THE STATE.

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**JOURNAL**  
**OF THE HOUSE OF REPRESENTATIVES,**  
**AT THE THIRD MEETING**  
**OF THE**  
**GENERAL ASSEMBLY**  
**OF THE**  
**STATE OF INDIANA,**

Began and held at Corydon, in the County of Harrison, on Monday the seventh day of December, in the year of our Lord one thousand eight hundred and eighteen, on which day, being the day appointed by the Constitution of said State for the meeting of the General Assembly, the following members of the House of Representatives appeared, viz.—

*From the County of Wayne.*—John Sutherland, Lewis Johnson & Zachariah Ferguson.

*From the County of Franklin.*—Jonathan M. Carty, Allan Crisler & James Gowdie.

*From the County of Dearborn.*—John Watts & Erasmus Powell.

*From the County of Switzerland.*—Ralph Cotton.

*From the County of Jefferson.*—Nathaniel Hunt and Williamson Dunn.

*From the County of Clark.*—John H. Thompson, Charles Beggs and Joseph Bartholomew.

*From the County of Washington.*—Samuel Milroy & Jonathan Lyon.

*From the County of Jackson.*—William Graham.

*From the County of Orange.*—Samuel Chambers.

*From the County of Harrison.*—William P. Thomasson, Harbin H. Moore & James B. Slaughter.

*From the County of Perry.*—Samuel Connor.

*From the County of Warrick.*—Elisha Harrison.

*From the County of Gibson.*—Richard Daniel and John Johnson.

*From the County of Knox.*—George R. C. Sullivan & Robert Buntin.

Who, after having produced their credentials, were sworn and took their seats.

The House proceeded, by ballot, to elect a Speaker; and upon examination it appeared that William Dunn was duly elected; and who was thereupon conducted to the Chair.

The House then proceeded, by ballot, to elect a Clerk; and upon examining the ballots it appeared that John F. Ross was unanimously elected; who was thereupon sworn in the usual form, and took his seat at the Clerk's table.

The House then proceeded to the election of a Door-Keeper; and upon examining the ballots, it appeared that John Johnson was duly elected; who came in and was duly sworn into office.

On motion of Mr. Graham, General W. Johnson, who produced a certificate of his election as a member from the county of Knox was sworn in the usual form, and took his seat as a member of the House.

A message from the Senate by Mr. Boone.

Mr Speaker, I am directed by the Senate to inform this House that the Senate have assembled, formed a quorum, and elected John Paul President pro tempore, James Dill Secretary, and Henry Batman Door Keeper, and are now ready to proceed to Legislative business.

On motion of Mr. Connor,

The House proceeded to elect an assistant Clerk, and upon examining the ballots, it appeared that John N. Dunbar was duly elected, who came in, was sworn, and took his seat at the Clerk's table.

On motion of Mr. Sullivan,

*Resolved.* That the Senate be informed by committee, that a quorum of the House of Representatives have assembled, formed a house, and elected Williamson Speaker, John F. Ross Clerk, and John Johnson Door-Keeper—and are now ready to proceed to Legislative business. And thereupon Mr. Sullivan was appointed that committee.

Mr. Thomasson moved, that the House come to the following resolution.

*Resolved,* that a committee be appointed on the part of this House to act with a similar committee on the part of the Senate, to inform his excellency the Governor, that both houses have formed a quorum, and are ready to receive any communications which his excellency may think proper to make.

Whereupon Mr. Thompson moved that the proposed resolution be amended, by inserting the word "*Lieutenant*" immediately before the word "*Governor*;" which motion was seconded; but before the question was taken thereon,

On motion of Mr. Graham,

The further consideration of this resolution was postponed until to-morrow morning.

A message from the Senate by Mr. Beggs.

Mr. Speaker, I am directed by the Senate to inform this House that the Senate have come to the following order :

" *Ordered,* that a committee be appointed on the part of the Senate, to act in conjunction with a similar committee appointed on the part of the House of Representatives, to wait on his excellency the Governor, to inform him that a quorum of both houses are formed, and that they are ready to receive any communication he may have to make to them, and that the House of Representatives be informed thereof.

A message from the Senate by Mr. Pennington.

Mr. Speaker, I am instructed to inform this House



that the Senate have passed the following order.

*Ordered*, that Messrs. De Pauw and Montgomery be appointed a committee for enrolled bills, on the part of the Senate, to act with a similar committee on the part of the House of Representatives.

On motion of Mr. Thomasson,

*Ordered*, that a committee be appointed to draft and report rules for the government of this House during the present session. And thereupon, Messrs. Thomasson, Graham, Biggs, Conner & Hunt, were appointed that committee.

On motion of Mr. Sullivan,

*Resolved*, that Christopher Harrison, Lieutenant Governor of the State of Indiana be waited upon by a committee, and requested to communicate to this House the resignation of Jonathan Jennings as Governor of the State of Indiana, and by what way the state seal has been taken out of his possession. And thereupon, Messrs. Sullivan and Watts were appointed that committee.

On motion of Mr. Sullivan,

*Ordered*, that the Speaker now proceed to the appointment of standing committees; whereupon Messrs. Sullivan, Daniel, Thomasson and Johnson, of Knox, were appointed a Committee for Enrolled Bills, on the part of this House; and Messrs. Slaughter, Moore, Lyon and Chambers a Committee of Ways and Means; and Messrs. Milroy, Thompson, Powell, Bustin and McCarty, were appointed a Committee of Elections.

And the House adjourned until to morrow morning, 40 o'clock.

## TUESDAY December 8.

House met pursuant to adjournment.

On motion of Mr. Milroy,

*Ordered*, that the committee appointed yesterday to wait upon Christopher Harrison, Lieutenant Governor



of the State of Indiana, and learn from him certain information relative to the resignation of Jonathan Jennings, and by what means the state seal was taken out of his possession, be discharged from that duty.

Whereupon, on motion of Mr. Milroy,

*Resolved*, that a committee be appointed on the part of this House to act with a similar committee on the part of the Senate, to wait on his excellency Jonathan Jennings, as also on his excellency Christopher Harrison, and learn from those two gentlemen the true situation of the office of the Executive of this State, and of the difference existing therein; as also to call on the Secretary of State for any information or documents that may be in his possession relative to said office, and report to their respective houses the result of their enquiries, with any document that they may receive which they shall deem necessary for the information of the General Assembly; and that the Senate be informed thereof. Whereupon Mr. Milroy was appointed to inform the Senate thereof. And thereupon Messrs. Milroy and Sullivan were appointed that committee on the part of this House.

The speaker presented a communication from his excellency the Lieutenant Governor of the State of Indiana; whereupon a motion was made and seconded, that the said communication be read; and the question being taken thereon it was decided in the negative. And

On motion of Mr. Milroy,

*Ordered*, that the Clerk of this House be directed to return the said communication to his excellency the Lieutenant Governor.

A message from the Senate by Mr. Polke.

Mr. Speaker, I am directed by the Senate to inform this House, that the Senate has resolved that the injunction of secrecy imposed at the last session of the General Assembly, relative to the extinguishment of Indian title to land within the State of Indiana, be removed.

Whereupon, on motion of Mr. Powell,

*Resolved*, that the said injunction be removed on the part of this House, and that the Senate be informed thereof.

A message from the Senate by Mr. Boone.

Mr. Speaker. I am directed to inform the House of Representatives that the Senate has appointed Messrs. Boone, Polke and Ferris a committee on the part of the Senate to draft a memorial to present to the Congress of the United States of America, on the subject of the difficulties which now are, or hereafter may be experienced by persons who have or may purchase lands of the United States in this state: and request a similar committee on the part of the House of Representatives.

On motion of Mr. Sullivan,

*Resolved*, that this House appoint a similar committee and that the Senate be informed thereof whereupon Messrs. Sullivan Moore and Johnston of Wayne were appointed that committee and that the Senate be informed thereof

On motion of Mr. Powell,

*Resolved*, that a committee be appointed to enquire what amendments may be necessary to be made to the act, entitled, "An act regulating the opening & keeping in repair public roads and highways;" with leave to report by bill or otherwise;

And thereupon Messrs. Powell, Cotton, Chambers, Beggs, and Hunt were appointed that committee.

Mr. Johnston of Knox, presented the petition of F Valli and others praying an Act to authorise the sale of certain real estate which was read and referred to a select committee of Messrs. Johnston of Knox, Buntin and Gowdie, with leave to report by bill or otherwise.

On motion of Mr. Sullivan,

*Resolved*, that a committee be appointed to examine if any amendments are necessary to the act entitled "An act, for levying and collecting revenue approved

January 28th 1818, with leave to report by bill or otherwise ;”

And thereupon Messrs. Sullivan, Conner, Watts, Grayham and Harrison were appointed that committee.

The Speaker laid before the House a communication from Joseph Warner touching the illegality of the election of Genl. W. Johnston a member from the county of Knox, which after being read together with sundry other documents relative to the same subject were referred to the committee of elections.

On motion of Mr. Thompson,

*Resolved*, That a committee be appointed, to enquire into the expediency of providing by law for the disposition of actions at law and suits in Chancery, which now are or hereafter may be pending in any of the courts of this state before any Judge or Judges, who may be interested in the same, with leave to report by bill or otherwise.

And Messrs. Thompson, Moore, Sullivan, Daniel and Thomasson were appointed that committee.

On motion of Mr. Moore,

*Resolved*, That a committee be appointed to enquire if any, and if any, what amendments are necessary to be made to the act, entitled, “An act reducing into one all acts and parts of acts regulating proceedings in actions at Law and suits in Chancery ;” with leave to report by bill or otherwise : and thereupon the said resolution was referred to the committee to whom was referred the consideration of the expediency of providing by law for the disposition of cases, which now are or hereafter may be pending before any of the Judges of the Courts in this state who may be interested in the same.

On Motion of Mr. Thompson,

*Resolved*. That a committee be appointed to enquire into the expediency of holding Justices of the peace to

security, for the faithful discharge of their duty ; with leave to report by bill or otherwise :

And thereupon.

Messrs. Thompson, Lyon, Crisler, Sutherland and Watts were appointed that committee.

On motion of Mr. Moore,

*Resolved*, That a committee be appointed to enquire into the expediency of amending the act now in force regulating the mode of summoning and empannelling Grand and Petit Jurors ; with leave to report by bill or otherwise ;

And Messrs. Moore, Graham, Harrison, Bartholomew and Ferguson were appointed that committee.

And then the House adjourned till 2 o'clock P. M.

*2 o'clock P. M.*

House met pursuant to adjournment.

Mr. Milroy, from the committee of elections, to whom was referred the certificates of the members of the House of Representatives, reported in part as follows, that the said committee had, had under consideration the certificates of the election of the following members viz :

From the county of Wayne.—Lewis Johnson, Zachariah Ferguson and John Sutherland ;

From the county of Franklin—James Gowdie, Allen Crisler and Jonathan McCarty ;

From the county Dearborn—John Watts and Erasmus Powell ;

From the county of Switzerland—Ralph Cotton ;

From the county of Jefferson—Williamson Dunn & Nathaniel Hunt ;

From the county of Clarke—Charles Beggs, Joseph Bartholomew and John H. Thompson ;

From the county of Washington—Samuel Milroy and Jonathan Lyon ;

From the county of Jackson—William Graham ;



From the county of Harrison—James B. Slaughter, Harbin H. Moore and William P. Thomasson ;

From the county of Orange—Samuel Chambers ;

From the county of Perry—Samuel Connor ;

From the county of Warrick—Elisba Harrison ;

From the county of Gibson—Richard Daniel and John Johnson.

From the county of Knox—George R. C. Sullivan and Robert Buntin ; and find that they are each duly elected and entitled to their seats as members of this House.

On motion,

The House concurred in said report.

Mr. Slaughter, presented the petition of Joseph M'Cleary and others, praying for the formation of a new county out of the counties of Clarke & Harrison ; which was read and on motion of Mr. Slaughter referred to a select committee ; with leave to report by bill or otherwise :

And Messrs. Slaughter, Thomasson, Bartholomew, Beggs and Ferguson were appointed that committee.

Mr. Sullivan presented the petition of Robert Milner and others, praying for the formation of a new county out of the counties of Sullivan and Davies ; which was read and referred to a select committee with leave to report by bill or otherwise :

And Messrs. Sullivan, Buntin, Chambers, Lyon and Daniel were appointed that committee.

Mr. Harrison presented the petition of John D. Chandler and others, praying an act to authorise the sale of certain real estate ; which was read & referred to a select committee of Messrs. Harrison and Johnson of Gibson.

Mr. Connor gave notice that he would on tomorrow move for leave to bring in a bill legalizing the proceedings of the Board of county Commissioners for the county of Perry.

And then the House adjourned until tomorrow morning ten o'clock.

*WEDNESDAY, December 9th,*

House met Pursuant to Adjournment.

Mr. Powell called up the resolution which was offered on Monday last, by Mr. Thomasson, the consideration of which was postponed until Tuesday:

Whereupon Mr. Graham moved that the further consideration of the said resolution be indefinitely postponed, and on that question it was decided in the negative and the Yeas and Nays being demanded by Messrs. Powell and Daniel the votes were as follows,

**Y E A S,**

Messrs. Bartholomew	Messrs. Harrison,
Beggs,	Johnson of Gibson,
Crisler,	Johnston of Knox,
Daniel,	Lyon,
Gowdie,	Milroy and
Graham,	Thompson—12.

**N A Y S,**

Messrs. Buntin,	Messrs. Moore,
Chambers,	Powell,
Connor,	Slaughter,
Cotton,	Sullivan,
Ferguson,	Sutherland,
Hunt,	Thomasson,
Johnson of Wayne,	Watts and
M'Carty,	Dunn (speak.)—16

A message from the Senate by Mr. Boone.

Mr. Speaker—I am directed by the Senate to inform the House of Representatives that the Senate has refused to adopt a similar resolution to that of the House of Representatives "Requesting the Governor, Lieutenant Governor and Secretary of state" to answer a committee appointed for the purpose of receiving certain documents relative to the exercise of the office of Governor of this state.

Mr. Sullivan then moved that Mr. Thomasson's resolution offered on Monday, relative to the appointment of a committee to wait upon his Excellency the Governor be amended by striking it out from the beginning and substituting the following, "Resolved that a free committee of conference be requested of the Senate, on the disagreement of the two Houses relative to the appointment of a joint committee to wait upon his Excellency the Governor of the state.

The previous question being called for, was then put, and it was decided in the negative;

The question was then put, shall the resolution be thus amended? and was decided in the negative—

The question was then taken, on the resolution without amendment, and carried in the affirmative, and the Yeas and Nays being demanded by Messrs. Powell and Thomasson, the votes were as follows,

#### Y E A S,

Messrs. Buntin,	Messrs. M'Carty,
Connor,	Moore,
Cotton,	Powell,
Crisler,	Slaughter,
Ferguson,	Sutherland,
Gowdie,	Thomasson,
Johnson of Wayne,	Watts, and
	Dunn (Speak.)—15.

#### N A Y S,

Messrs. Bartholomew,	Messrs. Johnson of Gibson,
Beggs,	Johnson of Knox,
Daniel,	Lyen,
Graham,	Mitroy,
Harrison,	Sullivan and
Hunt.	Thompson—11.

And thereupon Messrs. Mitroy & Thomasson were appointed that committee on the part of this House.

Ordered, That Mr. Powell inform the Senate thereof

*Messrs. Daniel and Milroy* gave notice that they would enter their protest on the Journal against the said resolution.

*Mr. Johnson of Knox*, from the committee to whom was referred the petition of *Francis Valli* and others, reported a bill for the relief of the Heirs of *Alexander Valli* dec'd. which was read and ordered to be read a second time tomorrow.

*Mr. Sullivan* presented the petition of *Ephraim Owen* and others of *Sullivan* and *Davies* counties, praying for a new county, and remonstrating against the petition of *Robert Milner* and others which was read and referred to the committee, to whom was referred the said petition of *Robert Milner* and others.

*Mr. Sullivan*, laid before the House sundry Certificates and documents, relative to the contested election of *General W. Johnston* a member of this House; which was referred to the committee of elections.

On motion of *Mr. Daniel*,

*Resolved*, That the House of Representatives do enter into an enquiry and investigation of the state of the Government, and the existing differences in the Executive Department.

On motion of *Mr. Milroy*,

*Resolved*, That a committee of five members be appointed with power to send for persons and papers, for the purpose of investigating the existing differences in the Executive Department of the Government, in conformity with the above resolution, and that the door keeper be directed to attend the committee to execute their orders.

And thereupon *Messrs. Milroy, Graham, Harrison, Johnston of Knox, and Thompson* were appointed that committee.

On motion of *Mr. Sullivan*,

*Resolved*, That a committee be appointed to wait upon the Lieutenant Governor and inform him, that a quorum of the House of Representatives have



assembled and are ready to receive any communication he may be pleased to make, relative to the Executive Department of the state ;

And thereupon Messrs. Sullivan and Watts were appointed that committee.

On motion of Mr. Johnston of Knox,

*Resolved*, That a committee be appointed to enquire if any, and what alterations are necessary in the act establishing and regulating the fees of the several Officers and persons therein named, and that they report thereon by bill or otherwise ;

And thereupon Johnston of Knox, Moore and Watts were appointed that committee.

On motion of Mr. Milroy,

*Resolved*, that a committee be appointed to enquire into the expediency of repealing the act establishing a board of County Commissioners, and passing an act authorising the Justices of the Peace to do county business, with leave to report by bill or otherwise : Whereupon Messrs. Milroy, Thomasson, Cotton, Hunt, and Gowdie, were appointed that committee.

And then the House adjourned until 2 o'clock, P. M.

*2 o'clock, P. M.*

House met pursuant to adjournment.

The Speaker laid before the House a communication from Robert A. New, Secretary of State, which was read, and is as follows. —

To the Hon'ble the Speaker of the House of  
Representatives of the State of Indiana.

In obedience to an existing law of this State, the Secretary thereof respectfully represents, That the following contracts have been entered into, for and on the part of the State.

A. & J. Brandon have contracted to print the bills, laws, and Journals of the General Assembly, for fifty cents per thousand Ms. and fifty cents per token of

press work, with the addition of fifty per cent for figured, and one hundred per cent for ruled and figured work; the paper being a separate charge at cost and carriage; the work to be done in a workmanlike manner, on good type, at the rate of thirty-two octavo pages per week, after the copy is furnished, or forty pages per week, if required: and they will fold and stitch the same, and have them ready for delivery in one week after the printing is done, at the following rates:—If the book contains not more than twenty signatures, at six dollars per hundred, if more, at ten dollars per hundred copies; but nothing in this contract is to be so construed as to prevent an application to the Legislature for a further compensation, if the money be not paid within thirty days after the work is completed.

They contracted also to furnish the Legislature with Stationary at the following rates:—

Letter and Post Paper at \$5 per ream; writing and Cap, No. 1. at \$5. No. 2 at \$4 50, and No. 3 at \$4. Quills, Wafers, & Ink Powder at the current retailing prices, subject to the same provision as to payment.

Ephraim Gwartney has contracted to furnish the Legislature with fuel, at ninety-eight cents per day.

Bond and approved security has been given for the faithful discharge of those several contracts.

I have the honor to be,

Sir, very respectfully,

Your obedient servant.

R. A. NEW.

Mr. Graham presented the petition of William C. Bramwell and others, praying that Muskakittuck river may be declared navigable, which was read, and on motion referred to a select committee, of Messrs. Graham, Johnson, of Gibson, Lyon, Hunt and Bartholomew, with leave to report by bill or otherwise.

On motion of Mr. Harrison,

*Resolved*, that a committee be appointed to enquire

into the expediency of a law regulating the duties and compensation of commission merchants, with leave to report by bill or otherwise; and thereupon, Messrs. Harrison, Beggs & Chambers were appointed that committee.

On motion of Mr. Graham,

*Resolved*, that a committee be appointed to enquire into the expediency of passing a law prohibiting the establishing of a branch of the United States' Bank within this State, with leave to report by bill or otherwise; and thereupon Messrs. Graham, Daniel, Thompson, Watts and M'Carty were appointed that committee.

On motion of Mr. Thompson,

*Resolved*, that a committee be appointed to enquire into the expediency of providing by law for a speedy trial of persons charged with crimes, with leave to report by bill or otherwise; and thereupon Messrs. Thompson, Sutherland and Slaughter were appointed that committee.

On motion of Mr. Daniel,

*Resolved*, that a committee be appointed to examine into the evils now experienced in the State of Indiana, relative to the circulation of individual and private paper by citizens of the State, and that they report by bill or otherwise; and thereupon Messrs. Daniel, Bartholomew and Johnston, of Wayne, were appointed that committee.

On motion of Mr. M'Carty,

*Resolved*, that a committee be appointed to enquire into the expediency of providing by law for changing the venue, in certain cases, in the circuit courts of this State, with leave to report by bill or otherwise. And thereupon Messrs. M'Carty, Moore and Gowdie were appointed that committee.

Mr. Milroy, from the joint committee appointed by both houses to wait upon his excellency the Governor, and inform him that a quorum of both houses had as-

sembled, and are ready to receive any communications which his excellency may think proper to make,

*Reported*, that the said committee had performed that duty; and had been informed by his excellency, that in thirty minutes a communication would be received in the Representative Chamber.

On motion of Mr. Sullivan,

*Resolved*, that a committee be appointed to inform the Senate that the House of Representatives request the Senate to meet them in the Representative Chamber immediately, for the purpose of receiving the Governor's communication; and thereupon Mr. Sullivan was appointed that committee. Whereupon the Senate came in, and the President thereof took his seat at the right of the Speaker of the House of Representatives, and the members took their seats on the right of the Representative Chamber, when the following message from his excellency the Governor was transmitted to both houses thus assembled, by Mr. New, Secretary of State.

*Gentlemen of the Senate and  
of the House of Representatives,*

IN meeting you again for the discharge of our correlative duties, it is incumbent on me to recommend to your consideration, such measures as are deemed important to the interests of our constituents, and to the welfare of the State.

When the importance of the undertaking, and the limited time which the last General Assembly occupied in revising the undigested materials which had previously composed the statute laws of the State, are duly considered, it is to be expected that some of our statutory provisions should again require Legislative interference. The existing provisions do not render the assessment and collection of taxes sufficiently certain to ensure the support of the public credit. The act for assessing and



collecting revenue should require that the assessment should be made annually, at an earlier period, which would afford more time for collection, and render the payments to the Treasury more certain, and less burthensome to the people.

The act requires the prosecuting attornies in the several counties, to prosecute in all cases connected with the revenue, and that suits be iastituted against delinquent sheriffs in the name of the Auditor, altho' their bonds are given to the Governor and his successors in office; yet, it has been doubted whether suits thus iastituted could be sustained. This mode of coercing payments from delinquent sheriffs is objectionable, on account of the frequent changes made by the courts of their prosecuting attornies, with other co operating causes, of which the auditor, whose duty it is to direct the institution of revenue suits, being uninformed, produces procrastinations unavoidable as they are injurious to the revenue.

The better to enforce the payments of the revenue of the State, on the part of those charged with its collection, it is recommended that all suits connected therewith be instituted in the Harrison Circuit Court, and that the appointment of an Attorney-General be authorised by law, whose duty it shall be to prosecute thereon, and in the Supreme Court, where the State may be a party, and such other duties as shall be enjoined by law, with such provision for his services as may be deemed adequate and proper. At present there is no law officer of whom it can be required, as a duty, to afford legal advice to either of the executive officers of the State, altho' questions must arise, connected with the revenue, as well as other subjects, requiring legal abilities to decide.

To provide the ways and means for the support of government for the current year, will claim your attention, and the reports with which you will be furnished

by the Auditor and Treasurer, will afford a correct view of the finances of the State.

It is believed that a valuable Salt Spring is known to be within the limits of the late purchase of Indian lands, which, if ratified by the treaty making power of the United States, and the lands allowed for the use of such Saline could be speedily set apart, a revenue would the sooner be derived from that source, while the monopolised article of Salt, would be furnished at a much cheaper rate to a great portion of our citizens.

The provision of the act authorising the Circuit Court, that requires all pleas that deny the cause of action, when founded on a written instrument, to be supported by an oath or affirmation, presents inducements to commit perjury, and is calculated to add unnecessarily to the expense of the suitors.

The act subjecting real and personal estates to execution, has left to uncertainty what disposition shall be made of real property, which, after being exposed to sale, under execution for the term of seven years, fails to satisfy the demands against it, although a jury under the authority of this State has determined otherwise. It is believed likewise, this act contemplated, that the mansion of a debtor should be last taken in execution, and not prior to the expiration of one year after judgment rendered, tho' from its phraseology the construction is rendered extremely doubtful.

Nearly all the statutes which were in force prior to the last session of the General Assembly have been repealed; but there is no provision that such suits and prosecutions as had been instituted under the repealed statutes should be kept alive and prosecuted to final judgment.

This defect, unless remedied, may, in some instances, tend to prejudice individual rights, and lead to the impunity of crime. There are also suits in Chancery, in which the presiding Judges of the Circuits have been interested as counsel, and will not progress to trial until the Supreme Court is vested with original jurisdiction



in such cases, and until the mode of transferring those suits from the Circuit Courts shall be prescribed by law.

The Constitution has provided, that no act of the General Assembly shall be in force until it shall be published in print, unless in cases of emergency."—This provision is too indefinite in its character, and requires Legislative aid, either by a general act, or a special clause in each, prescribing a certain period, sufficiently distant to ensure the promulgation of the laws, from which their operation shall commence.

The humane principles of our government forbid the idea that any unnecessary punishment, or rigor, should be inflicted on those whom misfortune or crime have subjected to imprisonment, notwithstanding, the situation of many of our prisons are calculated to invite disease upon limited confinement therein, and to inflict punishment before trial.

The internal improvement of the State forms a subject of the greatest importance, and deserves the most serious attention. Roads and canals are calculated to afford facilities to the commercial transactions connected with the exports and imports of the country, by lessening the expenses and time attendant, as well on the transportation of the bulky articles which compose our exports, as on the importation of articles the growth and manufactures of foreign countries, which luxury and habit have rendered too common and almost indispensable to our consumption. They enhance the value of the soil, by affording to the agriculturalist the means of deriving greater gain from its cultivation, with an equal proportion of labor, thereby presenting stronger inducements to industry and enterprise, and at the same time, by various excitements invite to a more general intercourse between the citizens; which never fails, in a great measure, to remove the jealousies of local interest, and the embittered violence of political feuds, which, too often, produce the most undignified results to our re-

publican institutions, and secretly destroy some of the greatest blessings which social intercourse is calculated to afford.

The success which has attended the exertions of the Jeffersonville Ohio Canal Company, affords the flattering prospect of a speedy commencement, upon the great object for which the corporation was created. & presents still stronger claims upon the General Assembly to aid its ultimate execution. It is submitted to your consideration, whether the township of land, generally known by the name of the "FRENCH LICK," which was reserved and vested in the state for the use of a Saline, and which is admitted to be of no importance for the manufacture of SALT, ought not, with the assent of Congress, to be disposed of, and the funds arising therefrom, under the direction of the Legislature, to be vested in Canal stock in behalf of the state.

With the three per cent fund, appropriated by an act of Congress, it is in your power to lay the foundation of a system of internal improvement co-extensive with the state, which, if managed with economy, and a due regard to the objects for which it was intended, will progressively effect the grand purpose, without exhausting the means of its progress, until it shall have been fully accomplished. Until a site for the seat of Government shall be established which will be considered as permanent, from which as a centre, substantial leading roads may be made to the important points on the limits of the state, the expenditure of this fund would be disbursed to purposes but limitedly advantageous, if not ultimately useless. This fund if it were invested in an interest bearing stock, together with its semianual dividends, would enable the state after the lapse of a few years, to appropriate thirty-thousand dollars annually for the making roads and Canals, without materially affecting its resources; & the experience afforded from the policy of an adjoining state, furnishes ample proof of the impropriety of making any disposition of

this fund, other than such as will accomplish improvements of a durable character. This fund, as the subject of a general trust, has been committed to your care under a solemn compact, between the general government and this state, with no other limitation, than that it shall be applied to the use of making roads and Canals within the latter; without any expression with regard to the time and manner of its application, these being left to your discretion as the trustee, no good reason can be assigned why Congress might not countenance such measures, not inconsistent with the trust, as you may deem best calculated to further the interest of the state for whose benefit it was originally designed. Such a disposition of the fund, would enable the state within a few years, to commence upon a system of internal improvement, while the intermediate time would greatly enlarge the means of its execution, the number of laborers would be multiplied, the price of labor rendered more reasonable, and if invested in the authorized stock of the state, would aid in supporting a circulating medium, so necessary to give impulse to our industry and enterprize, the want of which is seriously felt by almost every description of our citizens.

The products of our soil, which form the basis of our public and private wealth, are, unavoidably disposed of for a depreciated medium, upon which, when applied to the payment of a debt due to the United States, a loss must be sustained from five to ten per cent, and in this indirect but certain mode, the hard earnings of the laborious and farming interest of the country is most exorbitantly taxed, by a mere regulation adapted to the interest of the stockholders of the National bank, aided with the power from the treasury department, of preventing all other paper currency from being received in payments to the United States. The power which this bank exercises over the payments to the United States treasury, has greatly involved those, who have become public debtors for lands purchased, under the

general belief, that the paper of solvent banks, would continue to be accepted in discharge of such demands against them. But the operations of this institution, prove its intention of gradually destroying the reputation of the state institutions, disenabling thereby those who are indebted to the United States to meet their payments in due time to avoid a heavy interest or forfeiture, which, must result in immense sacrifices on their part, and commensurate opportunities for speculation for those who can command funds which are receivable, unless Congress shall interfere in their behalf.

With an entire confidence, that these and such other subjects as your superior wisdom may suggest, connected with our inestimable religious and political privileges, will meet your consideration, with that moderation and concert so essential to the important trust committed to your charge, you have the assurance of my co-operation in every object, calculated to promote the prosperity of the state and the happiness of its citizens.

JONATHAN JENNINGS.

The Senate then retired to their Chamber.

On motion of Mr. Thomasson,

*Ordered*, That five hundred copies of the Governor's message be printed for the use of the General Assembly.

Mr. Milroy from the committee of elections made the following report :

Mr. Speaker—The committee of elections to whom was referred the contested election of General W. Johnson have had the subject referred to them under consideration, and are of opinion that he is not duly elected, in as much as it appears from the documents referred to your committee that Joseph Warner had a majority of the legal votes in the district of which General W. Johnson claims to be a Representative.



Therefore the committee report that in their opinion, Joseph Warner of Davies county is duly elected a member of the present General Assembly and entitled to his seat; and that consequently the seat of General W. Johnston is vacated, which report was ordered to lie on the table.

And then the House adjourned until tomorrow ten o'clock.

**THURSDAY, December 10th.**

House met pursuant to adjournment.

The House proceeded to consider the report of the committee of elections, on the subject of the contest between General W. Johnston a member from Knox county and Joseph Warner, who claims a seat in this House:

Whereupon, on motion of Mr. Sullivan Mr. Warner was permitted to appear on the floor of this House during the investigation of said contest.

And thereupon the certificates and several documents relating to the said contest were taken up and severally read when Mr. Warner obtained leave and laid before the House sundry other documents relative to said contest, which were also read.

A message was received from the Governor, which was read, and is as follows.

The Honorable—The Speaker of the House of Representatives of the state of Indiana.

SIR—Herewith I transmit for the use of the House, copies of the Journals of the Senate and House of Representatives of the Congress of the United States of the first session of the fifteenth Congress.

*With Great Respect, Yours Ob'tly.*

JONATHAN JENNINGS.

A message from the Senate by Mr. Boone,

Mr Speaker—I am directed by the Senate to inform this House, that the Senate has appointed a committee

on their part, to act with a similar committee which may be appointed on the part of the House of Representatives, to wait on the Lieutenant and late acting Governor, and inform him that the two Houses of the General Assembly have met, formed a quorum and are now ready to receive any communications which he may please to make, relative to the Executive Department of Government, and request a similar committee appointed on the part of the House of Representatives; and on the part of the Senate, Messrs. Boone and Depauw were appointed that committee..

On motion of Mr. Milroy,

*Ordered*, That a similar committee be appointed on the part of this House, to act with the committee on the part of the Senate, and to learn from the Lieutenant Governor if he should please to make any communication, at what time and in what manner the two Houses may expect it.

*Ordered*, That Mr. Milroy inform the Senate thereof.

And then the House adjourned for one hour.

House met pursuant to adjournment.

The House proceeded to consider the contested election between Joseph Warner and General W. Johnson a member from the county of Knox ;

Whereupon Mr. Powell moved that the House concurred in the report of the committee of elections thereon; but a division of the question being demanded the first question was then put, shall General W. Johnston's seat be vacated? which was decided in the affirmative and the Yeas and the Nays being demanded by Messrs. Powell and Daniel the votes were as follows, Yeas 26—Nays 4—and Mr. Beggs voted in the negative and all the rest in the affirmative.

The second question being then put "Is Joseph Warner duly elected and entitled to his seat in this House as a member"? It was decided in the affirma-

tive ; and the yeas and nays being called for by Messrs. Buntin and Chambers the votes were as follows,

**Y E A S,**

Messrs. Bartholomew,	Messrs. M'Carty,
Buntin,	Milroy,
Chambers,	Moore,
Cotton,	Powell,
Crisler,	Sullivan,
Ferguson,	Sutherland,
Gowdie,	Thomasson,
Graham,	Watts, and
Lyon,	Dunn (Spkr.)—18.

**N A Y S,**

Messrs. Beggs,	Messrs. Johnson of Gibson,
Connor,	Johnson of Wayne,
Daniel,	Slaughter
Harrison,	and
Hunt,	Thompson—9.

Whereupon the several oaths required by law were administered to the said Joseph Warner, who then took his seat as a member of this House.

The bill for the relief of the heirs of Alexander Val-li deceased was taken up and read the 2d time, and committed to a committee of the whole House, and made the order of the day for tomorrow.

The bill to enable John G. Chandler Adm'r. of Asaph Chandler deceased to sell certain real estate was read the first time, and ordered to be read a second time tomorrow.

Mr. Thompson presented the petition of James Scribner and others praying an act to incorporate a Presbyterian church at New Albany ; which was read and referred to a select committee of Messrs. Thompson, Milroy and Gowdie, with leave to report by bill or otherwise.

Mr. Daniel presented the petition of Robert M. Evans and others relative to a bridge in the county of Gibson ; which was read and referred to select committee,

with leave to report by bill or otherwise.

Mr. Daniel, presented the petition of Alexander Devon and others praying for the corporation of a church in the county of Gibson ; which was read and referred to a select committee of Messrs. Daniel, Beggs and Bartholomew, with leave to report by bill or otherwise.

On motion of Mr. Slaughter,

*Resolved*, That a committee be appointed to enquire into the expediency of repealing the act entitled " An act the more effectually to prevent duelling : and there-upon Messrs. Slaughter, Hunt and Moore were appointed that committee.

On motion of Mr. Milroy,

*Ordered*, That Mr. Daniel be added to the committee appointed to inquire into the Executive Department of Government.

And then the House adjourned until tomorrow morning, ten o'clock.

### *FRIDAY, December 11th.*

House met pursuant to adjournment.

Mr. Sullivan, from the committee appointed to wait upon his Excellency Lieutenant Governor Harrison, and inform him that a quorum of both Houses of the General Assembly had convened, and were ready to receive any communication which he might be pleased to make to them, reported that the said committee had performed that duty, and for answer had received the following communication.

" That as Lieutenant Governor he had no communication to make to the Senate and House of Representatives, but as Lieutenant and acting Governor, if recognized as such, he had.

That he had already officially announced to the public in the *Indianian*, a Newspaper published at Jeffersonville the 9th of November last, a statement of facts



which had come to his knowledge relative to the Executive Department of this state, bearing date the 2d of November ultimo, and which had been republished in almost every Newspaper in this state; that he had received further information in confirmation of the fact therein stated of Governor Jennings having held the office of commissioner under the United States from the testimony of others.

That if the Senate and House of Representatives wished to obtain the same information, they could do so by an examination of William Prince superintendent of Indian affairs at Vincennes, and gen. James Dill secretary of the commissioners at St. Marys at the barr of their respective Houses; and by an inspection of a public document not at this time in his possession, to wit: a file of the National Intelligencer published at Washington City the present year, in which paper the acts of the General Government are actually promulgated. and in which about the time of the rising of the last session of the Congress of the United States it was announced in a list of appointments by the President and Senate of the United States that Jonathan Jennings, Benjamin Parke and Gov. Cass were appointed commissioners to hold a Treaty with certain Indian tribes."

On motion of Mr. Sullivan,

The said communication was referred to the committee appointed to enquire into the existing differences in the Executive Department of this state.

Mr. Bartholomew presented the petition of Willis Parkison and others of Wayne county, praying an act authorizing commissioners to be appointed to fix the permanent seat of Justice for said county; which was read and referred to a select committee, with leave to report by bill or otherwise.

Mr. Slaughter, from the committee to whom was referred the petition of Joseph M'Cleary and others, praying for the formation of a new county out of the

counties of Clarke and Harrison, reporting that the committee had, according to order, had the said petition under consideration, and a majority of the committee were of opinion, that the prayer of the petition ought not to be granted.

Whereupon Mr. Slaughter moved to amend the report by striking out the word "not" immediately after the word ought, but before the question was taken thereon, on motion of Mr. Sullivan, the said report was committed to a committee of the Whole House, and made the order of the day for tomorrow.

On motion of Mr. Sullivan, Mr. Warner was added to the committee, to whom was referred the petition and remonstrance on the subject of a new county out of the counties of Sullivan and Davies.

Mr. M'Carty presented the petition of George Manlove, praying for the formation of a new county to be formed out of the counties of Franklin and Wayne; which was read and referred to a select committee of Messrs. M'Carty, Gowdie, Johnson of Wayne, Cotton and Lyon, with leave to report by bill or otherwise.

Mr. Thomasson, from the committee appointed for that purpose reported rules for the government of this House; which were read, and on motion committed to a committee of the Whole House and made the order of the day for this day :

Whereupon the House resolved itself into a committee of the whole on the same, Mr. Buntin in the Chair, and after some time spent therein Mr. Speaker resumed the Chair, and Mr. Buntin reported, that the committee of the whole had, according to order, had the same under consideration and had made several amendments thereto, in which they desire the concurrence of the House; which he handed in at the clerks table, where they were again read and concurred in by the house.

*Ordered*, That the said rules be engrossed for a third reading today.

Mr. Sullivan gave notice that he would, on tomorrow move for leave to introduce a bill to repeal the act entitled "An act providing for public printing & for other purposes."

On motion of Mr. Sullivan, resolved that a communication of the Secretary of State made on Thursday last, in obedience to an existing law of this state authorising the Secretary of State, Auditor of public accounts, and Secretary of the Treasury, to contract for the public printing, furnishing fuel and stationary for the General Assembly, be referred to a select committee, with authority to call upon the Secretary of State for a copy of the bond of the public printer for the faithful discharge of his contract, as well for the present session as the last, with leave to report thereon.

Mr. Powell presented the petition of Daniel Brown and others, of the town and vicinity of the Rising Sun; which was read, and on motion referred to the committee on the subject of public roads and highways.

Mr. Powell presented the petition of John Walker and others, relative to the town of Harford, in the county of Dearborn; which was read and committed to a select committee of Messrs. Powell, Chambers and Crisler, with leave to report by bill or otherwise.

Mr. McCarty, from the committee appointed to inquire into the expediency of providing by law for changing the venue in certain cases, reported a bill for that purpose; which was read the first time and ordered to be read a second time on Monday next.

The Speaker, laid before the House a communication from the Grand Jury of Clarke county, on the subject of the law regulating public roads and highways; which was read, and referred to the committee on public roads and highways.

On motion of Mr. Thomasson, resolved that a committee be appointed on the part of this house, to act with a similar committee appointed on the part of the Senate, to prepare and report joint rules for the government of



both houses during the present session of the General Assembly; and thereupon Messrs. Thomasson, Graham and Milroy were appointed that committee.

*Ordered*, That the Senate be informed thereof; and the house adjourned till 2 o'clock, P. M.

2 O'clock, P. M.

House met pursuant to adjournment.

Mr. Thomasson presented the petition of William H. Smith, praying an act, authorising the sale of a certain half lot in the town of Corydon, which was deeded, by William D. Littell and others, to his infant son John Wood Smith; which was read, and on motion of Mr. Sullivan, the further consideration of the said petition was indefinitely postponed.

On motion of Mr. Daniel, resolved that a committee be appointed by the House of Representatives, to act with a similar committee to be appointed by the Senate, to draft a petition to Congress, praying that body to pass an act to vest the townships reserved in this state for the purpose of colleges, in this Legislature, by it to be disposed of, for the purposes contemplated by Congress: and thereupon Messrs. Daniel, Watts and Moore were appointed that committee.

*Ordered*, That Mr. Daniel inform the Senate thereof.

Mr. Powell having obtained leave, laid before the house sundry documents, together with the remonstrance of James Dewy and others of Wayne county, praying that no alteration or removal of the seat of Justice of said county may take place; which was read and referred to the committee, to whom was referred the petition of Willis Parkison and others of Wayne county, praying that commissioners may be appointed to fix the permanent seat of Justice of said county.

Mr. Slaughter having obtained leave, laid before the House the petition of John Henson and Polly Henson,



praying that they may be divorced from the bands of matrimony; which was read, and on motion of Mr. Sullivan, the further consideration of the same was indefinitely postponed.

A message from the Senate by Mr. Boone, Mr. Speaker.—The Senate have passed a joint resolution authorising the reception of Bank notes for debts due the State, and for other purposes, in which they desire the concurrence of the House, whereupon the said joint resolution was taken up and read the first time, and ordered to be read a second time tomorrow.

The bill for the relief of the heirs of Asaph Chandler deceased, was taken up, and read the second time, and committed to a committee of the whole house, and made the order of the day for this day.

The house, according to order, resolved itself into a committee of the whole on the bill for the relief of the heirs of Alexander Valli deceased, Mr. Milroy in the chair; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Milroy reported, that the committee of the whole had, according to order, had the said bill under consideration and made several amendments to the same, to which they desire the concurrence of the house; which amendments he handed in at the clerk's table, where they were again read and concurred in by the house. Mr. Hunt then moved that the further consideration of said bill be indefinitely postponed, which was decided in the negative.

Whereupon, on motion of Mr. Sullivan, *Ordered*, That the said bill be engrossed for a third reading tomorrow.

The house, according to order, resolved itself into a committee of the whole, on the bill for the relief of the heirs of Asaph Chandler deceased; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Graham reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made no amendments to the same, and

had directed him to report the same without amendment.

Whereupon on motion of Mr. Daniel, the said bill was recommitted to a select committee of Messrs. Daniel, Harrison and Hunt.

On motion of Mr. Milroy, resolved that a serjeant at arms be elected to serve during the pleasure of this house, whose compensation shall not commence until his services be required; and thereupon the house proceeded to the election of a serjeant at arms; and upon examining the ballots, it appeared that William H. Gilkeson was duly elected, who came in and took the oath of office.

Mr. Connor, agreeably to notice, introduced a bill, legalizing the proceedings of the board of county commissioners for the county of Perry; which was read the first time and ordered to be read a second time tomorrow.

A message from the Senate by Mr. Boone, Mr. Speaker.—I am directed to inform the House of Representatives, that the Senate have appointed a committee to act with a similar committee on the part of the House of Representatives, to draft joint rules for the government of both houses of the present General Assembly; and on the part of the Senate have appointed Messrs. Boone, Beard and Ferris, that committee.

The engrossed rules for the government of the House of Representatives during the present Session of the General Assembly, were taken up and read the third time; and on motion, resolved, that the same be received and adopted as the standing rules of this house during the present session of the General Assembly.

*Ordered*, That the public printer be directed to print one hundred copies of the said rules for the use of the members of this house.

On motion of Mr. Harrison, resolved that a committee be appointed to inquire into the expediency of a law, the more effectually to prevent gambling, with leave to report by bill or otherwise.

Mr. Buntin, presented the petition of Francis Vego,

praying an act authorizing the conveyance of certain lands in the county of Knox; which was read and committed to a select committee, with leave to report by bill or otherwise.

On motion of Mr. Graham,

*Resolved*, that a committee be appointed to enquire whether any, and if any, what amendments are necessary to be made to the act entitled "an act concerning Clerks," with leave to report by bill or otherwise; and Messrs. Graham, Warner and Thompson were appointed that committee.

And then the House adjourned until to-morrow morning 10 o'clock.

### *SATURDAY, December 12.*

The House met pursuant to adjournment.

A message from the Senate by Mr. Pennington.

Mr. Speaker, I am directed by the Senate to inform the House of Representatives, that the Senate has passed the following order.

*Ordered*, that the Senate will meet the House of Representatives in the Representatives Chamber at 2 o'clock this afternoon, & there proceed to elect one Senator to the Congress of the United States in the room of the Honorable Waller Taylor, whose term of service will expire on the 3d of March next, and have appointed Mr. Polke Teller on their part.

On motion of Mr. Sullivan,

*Resolved*, that the House of Representatives pass a Similar order; and thereupon Mr. Powell was appointed Teller on the part of the House of Representatives.

*Ordered*, that the Clerk acquaint the Senate therewith.

On motion of Mr. Sullivan,

*Ordered*, that Messrs. Sullivan and Cotton be added to the committee to whom was referred the petition of



sundry inhabitants of Wayne County, praying that Commissioners may be appointed to fix the permanent seat of justice of said county.

The engrossed joint resolution from the Senate, authorising the reception of Bank Notes for debt due the State, and for other purposes, was taken up and read the second time, and on motion committed to a committee of the whole House, and made the order of the day for this day : whereupon the House resolved itself into a committee of the whole on said resolution, Mr. Cotton in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Cotton reported ; that the committee of the whole had, according to order, had the said resolution under consideration, and had made several amendments to the same, in which they desire the concurrence of the House ; which amendments he handed in at the Clerk's table, where they were again read, and on motion of Mr. Powell the House concurred in the same. Mr. Sullivan then moved to amend the said resolution by striking out the following words : "*The Independent Banks of Louisville, Lexington, Frankfort, Shelbyville, Georgetown, Bairdstown, Hendersonville, Glassgow, Bowling Green, and of Greenville, (Muhlenburgh County,) Kentucky*"

Which motion was decided in the negative : on motion of Mr. Sullivan the said resolution was then read the third time and passed.

*Ordered.* that the Clerk inform the Senate thereof, and desire their concurrence in the amendments made to the same by this House.

Mr. Chambers presented the Petition of P. Callen & others of Lawrence County, praying that an act may be passed authorising the transfer of prisoners committed in said county to the custody of the Sheriff of said county to some Jail in one of the counties contiguous to said county, for more secure and safe keeping, until a jail shall be completed in said county ; which was read and referred to a select committee of Messrs. Chambers



Lyon and Beggs, with leave to report thereon by bill or otherwise. And then the *House* adjourned for one hour.

*House* met pursuant to adjournment.

On motion of Mr. Graham, Resolved by the House of Representatives that it is inexpedient to meet the Senate in the Representative Chamber on this day, agreeable to a former resolution of this House, for the purpose of electing a Senator to the Congress of the United States.

*Ordered*, that Mr. Graham inform the Senate thereof.

The House according to order,

Resolved itself into a committee of the whole, on the report of the select committee to whom was referred the Petition of Joseph M. Cleary, and others, praying for a new county to be formed out of the counties of Clarke & Harrison, Mr. Connor in the Chair, and after some time spent therein Mr. Speaker resumed the Chair, and Mr. Connor Reported that the committee of the whole had, according to order, had the said report under consideration, and had made no alteration or amendment to the same, and directed him to report the same without amendment.

*Whereupon*, on motion of Mr. Sullivan, the same was recommitted to a select committee of Messrs. Bartholomew, Beggs, Thompson, Slaughter, Thomasson & Moore; with leave to report thereon by bill or otherwise.

The Bill to legalize the proceedings of the board of county Commissioners for the County of Perry was taken up and read the second time, and committed to a committee of the whole House, and made the order of the day for Monday next.

The engrossed bill for the relief of the heirs of Alexander Valli, deceased, was taken up and read the third time, when on motion of Mr. Thomasson the same was recommitted to a committee of the whole House and made the order of the day for Monday next.

Mr. Sullivan, agreeably to notice, introduced a bill to repeal the act entitled "an act providing for public printing, and for other purposes."

Which was read the first time, and on motion of Mr. Daniel, ordered to be read a second time on Monday next.

On motion of Mr. Daniel,

*Resolved*, that the Speaker of this House do issue all process and subpoenas which may be necessary to procure evidence from all such persons and papers as shall be required and deemed necessary by the committee appointed to investigate the differences in the executive department of the Government of this State, and that the the sergeant at arms execute and obey the same.

And the House adjourned until Monday morning 10 o'clock.

### *MONDAY, December 14.*

House met pursuant to adjournment.

On motion of Mr. Milroy—William Prince, James Dill and John Conner, were sworn to give evidence before the committee appointed to investigate the existing differences in the executive department of the government of this State.

The bill presenting the mode of changing the venue in certain cases, was taken up and read the second time, and committed to a committee of the whole House, and made the order of the day for Thursday next.

The bill to repeal the act entitled "an act for providing for public printing and for other purposes" was taken up and read the second time, and committed to a committee of the whole House, and made the order of the day for to-morrow.

The House, according to order, resolved into a committee of the whole on the bill legalizing the proceedings of the board of County Commissioners for the County of Perry, Mr. Johnson of Gibson in the Chair, and after some time spent therein, Mr. Speaker

resumed the Chair and Mr. Johnson reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made several amendments to the same, to which they desire the concurrence of the House, which amendments he handed in at the Clerk's table, where they were again read and concurred in by the House.

*Ordered*, that the said bill be engrossed and read a third time to-morrow.

A message from the Senate by Mr. Ferris.

Mr. Speaker, I am directed to inform this House that the Senate have concurred in the second amendment made by this House to the joint resolution from the Senate authorising the reception of Bank Notes in payment for debts due the State, and have refused to concur in the first, third and fourth amendments made by this House to the same.

Whereupon the House proceeded to consider their said amendments, and on motion of Mr. Thomasson,

*Ordered*, that this House recede from their said first, third and fourth amendments to said resolution.

*Ordered*, that Mr. Powell inform the Senate thereof.

The House, according to order, resolved itself into a committee of the whole on the bill for the relief of the heirs of Alexander Valli deceased, Mr. Slaughter in the Chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Slaughter reported, that the committee of the whole had, according to order, had the said bill under consideration and had made some amendments to the same, in which they desire the concurrence of the House; which amendments he handed in at the clerk's table, where they were again read and concurred in by the House.

On motion of Mr. Warner,

*Ordered*, That the said bill be engrossed for a third reading tomorrow.

The Speaker laid before the House the report of



John Penick trustee for the public Seminary for Orange county; which was read and ordered to lie on the table.

And the House adjourned until 2 o'clock P. M.

*2 o'clock, P. M.*

House met pursuant to adjournment.

Mr. Sullivan, from the committee to whom was referred the petition of Robert Milner and others, praying for the formation of a new county out of the counties of Sullivan and Davies, reported a bill for that purpose; which was read the first time and ordered to be read a second time tomorrow.

On motion of Mr. Thomasson—Robert A. New, John F. Ross, Davis Floyd, Charles Dewey and William H. Lilley were sworn to give evidence before the committee appointed to enquire into the existing differences in the Executive Department of the Government of this state.

On motion of Mr. Slaughter,

*Ordered.* That the committee who were appointed to enquire into the expediency of repealing the act entitled, "An act more effectually to prevent dueling," be discharged from any further consideration of the same.

On motion of Mr. Sullivan,

*Resolved,* That the Governor's message be committed to a committee of the Whole House, and made the order of the day for this day;

Whereupon the House resolved itself into a committee of the whole on the said message, Mr. Beggs in the Chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Beggs reported that the committee of the whole had, according to order had the said message under consideration and had made some progress therein; but not having had time to go through the same, they desire leave to sit again: Whereupon leave was given.

A message from the Senate by Mr. Pennington,



**Mr. Speaker**—The Senate have passed a bill entitled, “An act for the protection of public property in Court-Houses and other public buildings, to which they desire the concurrence of this House.”

**Mr. Harrison** gave notice that he would, on tomorrow, move for leave to introduce a bill, for the incorporation of a company, to make a turnpike road from Evansville on the Ohio river, by way of Princetown, Vincennes and Merom to Fort-Harrison.

And then the House adjourned until tomorrow morning ten o'clock.

### *TUESDAY, December 15th.*

House met pursuant to adjournment.

The Speaker laid before the House the report of John G. Henderson Trustee for the public seminary, for the county of Washington, as also the report of Jeremiah Sullivan and John Vawter Trustees for the public Seminaries of the counties of Jefferson and Jennings; which were severally read and ordered to lie on the table.

**Mr. Milroy**, from the committee appointed to enquire into the existing differences in the Executive Department of this state, made the following report:

**Mr. Speaker**—Your committee to whom was referred the investigation of the existing differences in the Executive Department, have had the same under consideration, and are of opinion, from the testimony herewith transmitted, that his Excellency Governor Jonathan Jennings did, in the months of September and October last, accept of an appointment under the Government of the United States, by virtue of which he, together with others, did repair to St. Marys; and then and there did negotiate and conclude a treaty with various tribes of Indians on the behalf of the United States; and that he did sign said treaty as the agent or officer of the United States; and did thereto subscribe his

name, with others. What the effect of that mission or appointment may be, your committee are not prepared to say, but would recommend, if the House think proper to prosecute the enquiry, that they will send for Benjamin Parke Esq. who, in the opinion your committee, could give all the information necessary on this investigation. We herewith lay before the House, the evidence we have been able to procure.

The following documents were then laid before the House which were severally read and are as follows.

To his Excellency Jonathan Jennings Governor of the state of Indiana.

*SIR*—In compliance with the request of the committee, of which I have the honor to be Chairman, I take the liberty of addressing you, on a subject, the recollection of which is as painful to me as the subject itself is important and weighty. Painful & disagreeable as this task may be, it is yet a solemn duty which must be performed.

The House of Representatives having learned that there was some existing difficulty in the Executive Department of Government, growing out of a treaty held and concluded with some independent nation of Indians at St. Mary's some time in September last, which is understood to have been holden by yourself associated with others, under the authority of the United States of America, understanding this much I say the House determined to have an investigation of the matter, and to that end have appointed the committee of which I am the Chairman,

The committee feel anxious to discharge faithfully the obligation they are under to the House of Representatives, and give the subject committed to their charge an honest investigation.

This, it is evident, cannot be done without this committee can procure the necessary documents.

To this end Sir, by the committee I am directed to

address you, and request you, if you feel a disposition so to do, and have in your possession any documents, which would enable the committee to comply with the views of the House, to favor us with the use of them. In the belief Sir, that you will do any thing in your power to assist the committee to a full, fair and speedy investigation of this unfortunate subject, I express not only my own but the sentiments of the committee.

The committee will sit again to day at twelve o'clock.

I have the Honor to be with Sentiments  
of Respect and Esteem,  
Sir. Yours &c.

SAML. MILROY, *Chairman.*

December 12, 1818.

The Honourable, Samuel Milroy,  
SIR,

The reception of your communication, in behalf of the committee, of which you are chairman, relative to the alledged difficulty in the Executive Department of the Government is acknowledged.

With regard to the object of the investigation I am uninformed, and as to the existing difficulty intimated by the committee growing out of a treaty lately and successfully held at St. Mary's for the extinguishment of Indian title to lands in this state, I have to add, that I was with others associated and did negotiate with certain tribes of Indians, who by the treaty of Greenville and since have acknowledged themselves under the protection of the United States, and which tribes have never enjoyed the privileges of independent nations, at least since the year one thousand seven hundred and sixty three.

If the difficulty real or supposed has grown out of the circumstance of my having been connected with the negotiation at St. Mary's I feel it my duty to state to the committee, that I acted from an entire conviction of its propriety and an anxious desire on my part, to promote



the welfare and accomplish the wishes of the whole people of the state in assisting to add a large and fertile tract of country to that which we already possess.

If I were in possession of any public documents, calculated to advance the public interest, it would give me pleasure to furnish them, and I shall at all times be prepared to afford you any information, which the constitution or laws of the state may require.

Very Respectfully Sir,

I am Your Obed't.

JONATHAN JENNINGS.

December 13th, 1818.

Testimony of general James Dill.

*Ques.* Were you present at a treaty holden at St. Mary's?

*Ans.* Yes I was Secretary to the Commissioners, who held that treaty.

*Q.* 2d. At what time was said treaty holden?

*A.* In the months of September and October in the year of our Lord 1818.

*Q.* 3d. By whom was said treaty holden?

*A.* By Governor Jennings of this state, Governor Cass of Michigan territory, and Judge Parke of this state.

*Q.* 4th. By what authority did they hold said treaty?

*A.* The only authority I ever saw or that I have any recollection of, was a letter to Judge Parke in which he was informed by the Secretary of War that he in conjunction with Governor Jennings of Indiana and Gov. Cass of Michigan, had been appointed by the President of the United States to hold a treaty with the Indian tribes claiming lands in Indiana; that they were authorized to make their own time and place, appoint a Secretary &c. and to draw on the Treasury for an amount not now recollected, for the purpose of defraying the expences of said treaty.

When the council first opened and while I was writ-



ing down the preliminary observations of Gov. Cass, some words passed between the Commissioners relative to producing and reading a commission. But the conclusion between them was, that it was unnecessary, and no Commission was produced nor have I any recollection of ever seeing any other than the letter above mentioned. The said letter mentioned the compensation to the Commissioners to be eight dollars per day each, and five dollars to the Secretary while actually engaged in the business.

Q 5th. Was Jonathan Jennings, Governor of this state present when the subject of a commission was spoken of?

A. He was.

Q 6th. Did you learn from the run of the discourse the nature of the commission so far as to understand, whether said commission was from the President of the United States with the advice and consent of the Senate, and was the seal of the United States affixed thereto?

A. Being particularly engaged in writing at the time the conversation happened—I paid not much attention to it, I saw no commission and therefore cannot speak as to its contents if any existed.

Q 7th. Did Jonathan Jennings Governor as aforesaid execute said treaty, and in what manner did he style himself?

A. Governor Jennings did sign each treaty, as did also the two Commissioners, as well as I now recollect the style, they signed as Commissioners in behalf of the United States of America. The conclusion of each treaty, as well as I remember, was as follows to wit:

In testimony whereof the said Jonathan Jennings, Lewis Cass and Benjamin Parke, Commissioners on the part of the United States of America, together with the Sachems, chiefs and Warriors of &c. &c. have hereunto set their hands and seals &c. &c.

Correct copies of each treaty were, by me delivered to Jonathan Jennings with the signatures of the contracting parties thereto annexed.

*Evidence of Captain William Prince.*

Q. 1. Were you present at the Treaty holden at St. Mary's some time in September and October, 1818.

Ans. I was there in October.

Q. 2. Do you know by whom said Treaty was holden?

Ans. By Governor Jennings, governor Cass & Benjamin Parke, on the part of the United States.

Q. 3d. Do you know by what authority the said Commissioners held said Treaty?

Ans. They held it by authority of the U. S. Government.

Q. 4. Did they hold a Commission from the President of the United States with the advice and consent of the Senate, and was the seal of the United States affixed thereto?

Ans. At the opening of the treaty with the Indian tribes resident on the waters of the Wabash and White rivers, the authority for treating with those Indians was read in open council; it appeared to me to have been an appointment, from the language in which it was read. I was some little distance from the Secretary at the time he was reading. Cannot say whether it bore the seal of the U. States.

*Deposition of John Conner.*

Q. 1st. Were you at a treaty holden in September and October 1818, at St. Mary's:

Ans. Yes.

Q. 2d. Were you present when those acting on the part of the United States and the various Indian tribes went into council?

Ans. Yes I was.

Q. 3d. Who were the commissioners on the part of the United States ?

Ans. I understood that Governor Cass, Governor Jennings & Benjamin Parke were those Commissioners.

Q. 4. Did you hear the Commission of the Commissioners read at the opening of the Council ?

Ans. I heard an instrument read which was said to be their appointment.

Q. 5. Who read said instrument.

Ans. Governor Cass.

Q. 6. Was Jonathan Jennings mentioned in said instrument.

Ans. I believe he was.

Q. 7. Did said instrument purport, from your recollection of it to give an authority under the United States.

Ans. It did.

Q. 8. Were you sufficiently near to observe the seal of the United States, and was it affixed thereto ?

Ans. I am not able to say altho' near enough.

Q. 9. Do you recollect whether the instrument which you heard read run in the name of the President, with the advice and consent of the Senate of the United States ?

Ans. I do not.

The following letter was laid before the Committee.

St. Mary's October 3d, 1818.

The Hon'ble.

Christopher Harrison,

Understanding that some official business is necessary to be transacted, permit me to inform you that my absence is still necessary, and that it may be necessary for you to attend the seat of government to discharge such duties as involve on the executive of Indiana.

We have executed a treaty with the Wea tribe of Indians, ceding all the claims they have to lands in Indiana, Ohio or Illinois, with the Potowatomies, for all the claims they have south east of the Wabash, with

the Delawares for their claim in Indiana, and with the Potowatomies for their claim from the mouth of the Tippecanoe to the mouth of the Vermilion, and twenty five miles back from the Wabash river.

In haste and a crowd yours, very respectfully.

JONATHAN JENNINGS.

P. S. We have yet pending a negotiation with the Miami Tribes : its result is doubtful.

*Evidence of R. A. New, Esquire.*

The Secretary of State in answer to the enquiries made of him relative to the difference existing in the executive department, answers that the only document filed in his office upon the subject under enquiry is the original letter written by his excellency Jonathan Jennings to Christopher Harrison Lieutenant Governor of the State of Indiana. He further states that he never saw any commission or paper whatever purporting to be either a commission or appointment from the President of the United States, directed to Jonathan Jennings, & of every thing relative to that subject he is entirely ignorant of and unacquainted with.

The following letter was handed to the committee by Charles Dewey, Esq.

Col. Samuel Milroy,

Sir,

As Chairman of the Committee you will be so good as to receive and introduce Mr. C. Dewey as my council to the committee of which you are chairman.

With great respect, yours and the  
committees obedient servant.

JONATHAN JENNINGS.

December 14th, 1818.



Questions put to Robert A. New by Mr. Charles Dewey on the part of the Governor of this State.

Q. 1st. Whether after doing a piece of executive business the Lieutenant and then acting Governor did not decline doing farther business under the belief that the governor would soon arrive and do it himself?

The Committee objected to the answer of the above enquiry by Col. New, as being irrelevant to the subject of the present enquiry,—deeming the question to be did the Governor accept and exercise an office under the authority of the United States, and not what the opinion may be about it.

Q. By the same. After the circumstance alluded to in the above question, did not the Lt. Governor commit the State Seal to keep for him, and request at the same time that the Secretary would consider it as a State Secret, as the business might be amicably settled at the return of the Governor?

The committee objected to the above question because of irrelevancy that this committee are not to enquire into the improper conduct of Lieutenant Governor Harrison; but whether the Governor has not accepted of an office and acted as an officer under the authority of the U. States.

Q. By same, to John F. Ross, Esq. who had been sworn to give evidence before the committee.

Did you not hear the Lieutenant Governor, after the receipt of the Governor's letter, say that it would be unnecessary for him to attend at Corydon to act in the absence of the Governor, as he the Lieutenant Governor understood from Judge Prince, that the Governor would be there himself shortly?

Same objection to the above question as to the preceding.

Thomas H. Blake, Esq. appeared before the committee, and was sworn.

**Q.** Did you ever see a commission directed to Jonathan Jennings by the Government of the United States, authorising him with others to hold a treaty with various tribes of Indians N. W. of the river Ohio?

**Ans.** I never did, nor do I know that such a thing is in existence.

**Q.** Did you ever hear Jonathan Jennings say he held such a commission?

**Ans.** I do not recollect that I ever did.

*Questions propounded to William H. Lilley.*

**Q.** Do you know whether or not Jonathan Jennings has at any time since he has been commissioned Governor of this State held a commission under the authority of the United States.

**Ans.** I do not know that I do. I recollect some time in June last to have taken copies of a letter signed J. C. Calhoun, directed to Jonathan Jennings, the contents of which as well as I recollect, was as follows, viz:—informing him, that he was associated with Benjamin Parke, Esq. and Governor Cass, to negotiate with certain Indian tribes for certain tracts of Land.

**Q.** Did Governor Jennings ever communicate to you any thing other than the letter you mention, relative to his authority to negotiate said treaty?

**Ans.** I do not know that he ever did.

**Q.** Where was said writing dated?

**Ans.** It purported to be dated at the war department.

On motion of *Mr. Powell*,

*Ordered*, that the said report, together with the accompanying documents, be committed to a committee of the whole House, and made the order of the day for tomorrow.

The Speaker laid before the House the report of Edward B. Wilson, trustee of the public seminary for Harrison county, which was read and ordered to lie on the table.

The bill for the formation of a new county, out of the counties of Sullivan and Davies, was taken up and read the second time, and committed to a committee of the whole House, and made the order of the day for this day.

And then the House adjourned until 2 o'clock, P. M.

*2 o'clock, P. M.*

House met pursuant to adjournment.

Mr. Thomasson, from the committee appointed for that purpose, reported joint rules for the government of both Houses of the present General Assembly ; which were read, and on motion of Mr. Powell, resolved that the same be received and adopted by this House.

*Ordered*, that Mr. Thomasson inform the Senate thereof.

Mr. Daniel, from the committee appointed for that purpose, reported a bill to authorise the erection of a bridge in the county of Gibson, which was read the first time and ordered to be read a second time to-morrow.

The engrossed bill from the Senate entitled, "an act for the protection of the public property in Court Houses and other public buildings," was read the first time, and on motion of Mr. Sullivan, the further consideration of said bill was indefinitely postponed.

*Ordered*, that Mr. Harrison inform the Senate thereof.

The House according to order, resolved itself into a committee of the whole, on the bill to repeal the act providing for the public printing, and for other purposes, Mr. Hunt in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Hunt reported, that the committee of the whole had according to order, had the said bill under consideration, and had made some progress therein ; but not having had time to go through the same, they desire leave to sit again : Whereupon leave was given.



The House, according to order, resolved itself into a committee of the whole, on the bill for the formation of a new county out of the counties of Sullivan and Davies, Mr. Slaughter in the chair; and after some time spent therein. Mr. Speaker resumed the chair, and Mr. Slaughter reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same; to which they desire the concurrence of the House; which amendments he handed in at the clerk's table, where they were again read and concurred in by the House.

*Ordered*, that said bill be engrossed for a third reading to-morrow.

A message from the Senate by Mr. Boon.

Mr. Speaker, I am directed by the Senate to inform the House of Representatives, that the Senate have adopted the following order.

*“Ordered*, that a committee be appointed to inform the House of Representatives, that the Senate will meet the House of Representatives in the Representative Chamber at 2 o'clock on Wednesday evening next, to elect one Senator to represent the State of Indiana in the Congress of the United States, and one presiding judge for the first judicial circuit, in the room of William Prince resigned; also three directors on the part of the State for the State Bank of Indiana.

On motion of Mr. Sullivan, resolved, that this house pass a similar order, and that the Senate be informed thereof.

A message from the Senate by Mr. Pennington.

Mr. Speaker—The Senate have passed a bill, to exempt certain property from execution; to which they desire the concurrence of this House: whereupon the said bill was taken up and read the first time and ordered to be read a second time tomorrow.

The bill for the relief of the heirs of Alexander Valli dec'd. was taken up, and read the third time;



and on motion of Mr. Beggs, the further consideration of the said bill was indefinitely postponed.

The engrossed bill, legalizing the proceedings of the board of county Commissioners for the county of Perry, was taken up and read the third time and passed.

*Ordered*, That the said bill be entitled, "An act."

*Ordered*, That Mr. Conner inform the Senate thereof and desire their concurrence therein.

Mr. M'Carty, from the committee to whom was referred the petition of sundry inhabitants of the counties of Franklin and Wayne, praying for the formation of a new county, reported a bill for the formation of a new county out of the counties of Franklin and Wayne; which was read the first time and ordered to be read a second time tomorrow.

On motion of Mr. Sullivan,

*Resolved*, that a select committee be appointed to enquire into the propriety of passing an act preventing the society of Shakers, commonly called Shaking Quakers, from taking indentures on poor children; and authorizing fathers and mothers, when they leave the society, to take with them their infant children; and to prevent husbands and fathers, when they join the society, to force their wives and children to commune with the society, with leave to report by bill or otherwise; and Messrs Sullivan, Watts, Chambers, M'Carty, Johnson of Gibson, Moore and Hunt were appointed that committee.

Mr. Harrison, agreeably to notice, introduced a bill to incorporate a company, to make a turnpike road from Evansville by Princeton, Vincennes and Merom to Fort Harrison, on the Wabash; which was read the first time, and ordered to be read a second time tomorrow.

On motion of Mr. Graham,

*Resolved*, That the Clerk of this House be instructed to furnish the Public printer with the Journals of

this House, as the business progresses; and that the printer be instructed to strike 500 copies thereof.

On motion of Mr. Thomasson,

*Resolved*, That a committee be appointed to call upon the secretary of state, Auditor of public accounts and Treasurer and request them to inform this House whether the Public printers, did comply with their contract, as made with them respecting the Public printing; and that the secretary of state inform this House whether any of the enrolled bills of the last session of the General Assembly have been lost; and if they have, how and in what manner the same were lost.

On motion of Mr. Sullivan the above resolution was amended by adding the following words "And that the secretary of state be required to inform this House, whether the Public printer did publish truly the statutes of the last General Assembly; and wherein the imperfections consist; and thereupon Messrs. Thomasson, Slaughter and Sullivan were appointed that committee.

Mr. Graham, from the committee appointed to enquire into the the expediency of amending the act, entitled, "An act respecting Clerks, reported a bill for that purpose; which was read the first time, and ordered to be read a second time tomorrow.

Mr. Johnson of Gibson gave notice that he would, on tomorrow, move for leave to bring in a bill, to legalize the proceedings of the board of county commissioners for the county of Dubois.

And then the House adjourned till tomorrow morning ten o'clock.

*WEDNESDAY, December 16th.*

House met pursuant to adjournment.

A message from the Senate by Mr. Boone.

Mr. Speaker—The Senate has passed a bill, entitled "An act to amend an act regulating Grist mills

and millers approved January 29th 1818," in which they desire the concurrence of this House : whereupon the said bill was taken up and read the first time, and ordered to be read the second time tomorrow.

Mr. Thomasson, from the committee of enrolled bills reported, that the said committee had examined the enrolled joint resolution, authorizing the reception of Bank notes in payment for debts due the state, and found the same truly enrolled : whereupon the Speaker signed the same ; ordered that the Clerk inform the Senate thereof.

Mr. Bartholomew, from the committee to whom was referred the petition of sundry inhabitants of Wayne county, praying that Commissioners may be appointed to fix the permanent seat of Justice of said county, as also the remonstrance against said petition ; reported a bill for the appointment of Commissioners to select a seat of Justice for said county ; which was read the first time, and ordered to be read a second time tomorrow.

On motion of Mr. Thomasson,

Mr. Watts was added to the Committee for enrolled bills.

*Ordered*, that the Clerk inform the Senate thereof.

Mr. Warner presented the petition of A. Berry and others of Davies county, praying that Messrs, Shoults and Harrison may be permitted to erect a dam across White river ; which was read and on motion of Warner the same was committed to a select committee.

On motion of Mr. Moore,

*Resolved*, That a committee be appointed to enquire into the expediency of amending the act entitled, "An act the more effectually to prevent dueling;" and thereupon Messrs. Moore, Slaughter and M'Carty were appointed that committee.

The orders of the day were then taken up, and the House, according to order, resolved itself into a committee of the whole on the report of the committee ap-



pointed to enquire into the existing differences in the Executive Department of the Government of this state, Mr. Watts in the Chair. and after some time spent therein, Mr. Speaker resumed the Chair and Mr. Watts reported, that the committee of the whole had, according to order, had said report under consideration and had passed the following resolution thereon; in which they desire the concurrence of the House:

Which resolution he handed in at the Clerk's table, where it was again read and is as follows.

*Resolved*, That it is inexpedient further to prosecute the enquiry into the existing differences in the Executive Department of the Government of this state."

And on the question will the House concur in the said resolution? It was decided in the affirmative: and the Yeas and Nays being demanded by Messrs. Powell and Daniel the votes were as follows.

## YEAS,

Messrs. Chambers,  
Connor,  
Crisler,  
Ferguson,  
Gowdie,  
Johnson of Wayne,  
M'Carty,  
Moore,  
Powell,  
Slaughter,  
Sutherland,  
Thomasson,  
Warner,  
Watts and  
Dunn (Speak.)—15.

## NAYS,

Messrs. Bartholomew,  
Beggs,  
Buntin,  
Cotton,  
Daniel,  
Graham,  
Harrison,  
Hunt,  
Johnson of Gibson,  
Lyon,  
Milroy,  
Sullivan, and  
Thompson—13.

On motion of Mr. Daniel,

*Resolved*, by the House of Representatives that they, as the Representatives of the people, have a right, at all times, to enquire into the state of any Branch of the



Government, and to enquire, if a doubt should arise, who are the officers of Government and treat them accordingly ; and on the question, will the House adopt said resolution ? it was decided in the affirmative ; and the Yeas and Nays being demanded by Messrs. Powell and Daniel, the votes were as follows,

**YEAS,**  
**Messrs.** Beggs,  
 Buntin,  
 Crisler,  
 Daniel,  
 Graham,  
 Harrison,  
 Hunt,  
 Johnson of G.  
 Lyon,  
 M'Carty,  
 Milroy,  
 Moore,  
 Sutherland,  
 Sullivan,  
 Thomasson and  
 Thompson—16.

**NAYS,**  
**Messrs.** Bartholomew,  
 Chambers,  
 Cotton,  
 Ferguson,  
 Gowdie,  
 Johnson of W.  
 Powell,  
 Slaughter,  
 Watts  
 and  
 Dunn (Speak.)—10

And then the House adjourned until half after one o'clock P. M.

House met pursuant to adjournment.

On motion of Mr. Thomasson,

*Ordered*, that the orders of the day be postponed until tomorrow.

On motion of Mr. Thomasson,

*Resolved*, That it is inexpedient to meet the Senate in the Representative chamber, at two o'clock this evening, to elect one President of the first Judicial circuit.

*Ordered*, That Mr. Thomasson inform the Senate thereof.

A message from the Senate by *Mr. Dill* their Secretary.

*Mr. Speaker*—The Senate have passed the following order, “Ordered that the secretary of the Senate inform the House of Representatives that the Senate have received official communication from the secretary of state, that William Prince has resigned the office of presiding Judge of the first Judicial circuit in the state of Indiana, and that it is the wish of the Senate to proceed in the election of a Judge to fill said vacancy.

On motion,

*Resolved*, That the vote taken on the resolution postponing the election for Judge be reconsidered; and that the Senate be informed that the House of Representatives are now ready to receive them in the Representative Chamber for the purpose of electing one Senator to represent this state in the Congress of the United States; one presiding Judge of the first Judicial Circuit in the state; and three directors on the part of the state, to the State Bank of Indiana:

Whereupon the Senate came in and took their seats in the Representative Chamber; and the two houses proceeded by joint ballot to the election of a Senator to the congress of the U. States, which being finished it appeared that Waller Taylor had twenty-one votes; James Scott, fifteen votes; and Isaac Blackford, two votes: whereupon the President of the Senate in presence of both houses of the General Assembly proclaimed the Honourable Waller Taylor duly elected Senator, to Represent the state of Indiana in the Senate of the Congress of the United States, for six years from and after the 3d. day of March next.

The two houses then proceeded, by joint ballot, to the election of a presiding Judge of the first Judicial circuit of Indiana; and upon examining the ballots it appeared, that General W. Johnson had twenty-two votes; Thomas H. Blake had eight votes; Reuben

Kidder had two votes ; and Nathaniel Huntington had one vote : whereupon the President of the Senate in presence of both houses of the General Assembly, proclaimed General W. Johnson duly elected presiding Judge of the first Judicial circuit of Indiana.

The two houses then proceeded, by joint ballot, to the election of three directors to represent this state in the State Bank of Indiana ; which being finished it appeared upon examining the ballots, that William Prince, George R. C. Sullivan and Jonathan Lindley were each duly elected :

Whereupon the President of the Senate, in presence of both houses of the General Assembly, proclaimed the said William Prince, George R C Sullivan and Jonathan Lindley duly elected directors of the state Bank of Indiana.

And the Senate then returned to their Chamber.

A message from the Senate by Mr. Montgomery.

Mr. Speaker—The President of the Senate has signed the joint resolution, authorising the reception of Bank notes in payment for debts due the state.

### *THURSDAY, December 17th.*

The House met pursuant to adjournment.

The Speaker laid before the House, a communication from Christopher Harrison Lieutenant Governor of the state of Indiana ; which was read and is as follows,

CORYDON, December 17th, 1818.

S I R,

I have this day delivered to the Secretary of state, to be filed in his office, my resignation of the office of Lieutenant Governor of this state. As the officers of the Executive Department of Government and the General Assembly have refused to recognize and acknowledge that authority, which, according to my understanding,



is constitutionally attached to the office, the name itself in my estimation is not worth retaining.

*With Great Respect. I have the Honor to be  
Your most Ob't. Serv't.*

CHRISTOPHER HARRISON.

On motion of Mr. Harrison,

*Resolved*, That the House of Representatives view the conduct and deportment of Lieutenant Governor Christopher Harrison as both dignified, and correct, during the late investigation of the differences existing in the Executive Department of this state.

Mr. Graham, from the committee to whom was referred the petition of William Bramwell and others, reported a bill, declaring the river Mushkekatuck navigable; which was read; and, on motion, the same was recommitted to a select committee consisting of one member from each election district within the state, and thereupon Messrs. Graham, Milroy, Chambers, Warner, Daniel, Harrison, Connor, Slaughter, Beggs, Hunt, Cotton, Powell, M'Carty and Sutherland were appointed that committee.

The House proceeded to consider the orders of the day.

The bill to incorporate a company to make a Turnpike road from Evansville by way of Princeton, Vincennes and Merom to fort Harrison on the Wabash, was taken up and read the 2d time by its title and committed to a committee of the Whole House and made the order of the day for tomorrow.

The bill providing the mode of building public bridges,—and the bill for the formation of a new county out of the counties of Franklin and Wayne were taken up and severally read the second time and committed to a committee of the Whole House and made the orders of the day for tomorrow.

The bill to amend the act, entitled “An act concerning Clerks,” was taken up and read the second time



and ordered to be engrossed for a third reading tomorrow.

The engrossed bill for the formation of a new county out of the counties of Sullivan and Davies, was taken up and read the third time and passed.

*Ordered*, That said bill be entitled, "An act for the formation of a new county out of the counties of Sullivan and Davies."

*Ordered*, That Mr. Sullivan inform the Senate thereof, and desire their concurrence therein.

The engrossed bill from the Senate, entitled, "An act to exempt certain property from execution," was taken up and read the second time and committed to a committee of the Whole House on tomorrow.

The engrossed bill from the Senate, entitled, "An act to amend the act regulating Grist mills & millers," was taken up and read the second time and committed to a committee of Whole House and made the order of the day for tomorrow.

The bill for the appointment of Commissioners to fix the permanent seat of Justice of Wayne county was taken up and read the second time and committed to a committee of the Whole House and made the order of the day for tomorrow.

A message from the Senate by Mr. Montgomery.

*Mr. Speaker*—The Senate has passed a bill to authorise Clerks and their Deputies to administer oaths and authorising Sheriffs to do business by Deputy, to which they desire the concurrence of this House.

The House, according to order, resolved itself into a committee of the whole house, on the bill providing the mode of changing the venue in certain cases. Mr. Powell in the chair; and after some time spent therein, Mr. Speaker resumed the chair and Mr. Powell reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some progress therein; but not having had time

to go through the same, they desire leave to sit again, whereupon leave was given.

And the *House* adjourned till 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The bill from the Senate, entitled "an act authorising clerks of the circuit courts and their deputies to administer oaths, and Sheriffs to transact business by deputy," was taken up and read the first time and ordered to be read a second time to-morrow.

The House, according to order, again resolved itself into a committee of the whole on the bill prescribing the mode of changing the *venue*, Mr. Powell in the chair, and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Powell reported; that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, to which they desire the concurrence of this House; which amendments he handed in at the clerk's table; and on motion of Mr. Sullivan, the House concurred in the same generally.

Mr. Graham then moved that the further consideration of the said bill be indefinitely postponed, and on that question the yeas and nays being called for, it was decided in the negative, and the votes were as follows.—

#### Y E A S.

Messrs. Bartholomew	Messrs. Hunt,
Beggs,	Lyon,
Chambers,	Milroy,
Connor,	Sullivan
Gowdie,	Sutherland &
Graham	Thompson—12

## N A Y S.

Messrs. Buntin,	Messrs. Moore,
Cotton.	Powell,
Daniel,	Slaughter,
Ferguson,	Thomasson,
Johnson of W.	Warner,
M'Carty,	Watts, &
	Dunn, (Sp.)—13

*Ordered*, that said bill be engrossed for a third reading to-morrow.

A message from the Senate by Mr. *Montgomery*.

Mr. *Speaker*, The Senate have passed a bill entitled "an act for the benefit of Debtors," to which they desire the concurrence of this House; which bill was taken up and read the first time, and ordered to be read a second time to-morrow.

Mr. *Johnson of Gibson* asked and obtained leave of absence until Monday next.

On motion of Mr. *Convor*,

*Resolved*, that the sergeant at Arms be dismissed from service during the residue of this session.

On motion of Mr. *Milroy*,

*Resolved*, that a committee be appointed to enquire into the expediency of amending the act entitled, "an act to prevent man stealing;" with leave to report by bill or otherwise; and Messrs. *Milroy*, *Graham*, *Watts*, *Thomasson* & *M'Carty* were appointed that committee.

Mr. *Milroy* submitted the following resolution to the consideration of the House.

Whereas all persons resident in our state are under the protection of our laws, and fully invested with those invaluable rights guaranteed by our constitution, namely, life, liberty, and the preservation of happiness; nor can they be divested of those invaluable blessings, but on conviction of crime against the community of which they may claim to be a member by a jury of their country, according to the laws; and at the same that we make this declaration, we most solemnly disavow all inter-



ference between those persons who may be fugitives from service and those citizens of other states who may have a just claim to such services, whenever such claim is legally established; and in conformity with the above principles we deem it our just right to demand the proofs of such claim to service according to our laws.

Wherefore, resolved by the general assembly of the State of Indiana, that our Senators in Congress be instructed, and our Representative be requested to use their influence to prevent the passage of any law of Congress the provision of which would deprive any person resident in this state, claimed as a fugitive from service, of a legal constitutional trial, according to the laws of this state, before they shall be removed therefrom; which resolution being read, Mr. Sullivan moved that the further consideration of the same be indefinitely postponed; and on that question the yeas and nays being called for by Messrs. Milroy and Cotton, it was decided in the negative, and the votes were as follows.

### Y E A S.

Messrs. Buntin,  
Daniel,  
Johnson of W.

Messrs. Slaughter,  
Sullivan, and  
Watts—6.

### N A Y S.

Messrs. Bartholomew,  
Beggs,  
Chambers,  
Connor,  
Cotton,  
Ferguson  
Gowdie,  
Graham,  
Hunt

Messrs. Lyon,  
M'Carty,  
Milroy,  
Moore,  
Powell,  
Sutherland,  
Thomasson,  
Thompson &  
Warner—18.

On motion, ordered, that said resolution be commit-



ted to a committee of the whole House and made the order of the day for Saturday next.

And the House adjourned until to-morrow morning ten o'clock.

*FRIDAY, December 18th.*

House met pursuant to adjournment.

On motion of Mr. Beggs,

*Resolved*, that a committee be appointed to enquire whether any amendment is necessary to be made to the act entitled "an act regulating the militia," with leave to report by bill or otherwise; and Messrs. Beggs, Bartholomew, Connor, Powell & Sullivan, were appointed the said committee.

Mr. Daniel, agreeably to notice, introduced a bill regulating the mode of summoning and impanneling Jurors; which was read the first time and ordered to be read a second time to-morrow.

Mr. Cotton suggested, that he wished some member, who had voted in the affirmative on the question of Mr. Harrison's resolution on yesterday, relative to the conduct and deportment of Lieut. Governor Christopher Harrison, during the late investigation of the existing differences in the executive department of this state, would move to reconsider the vote taken thereon; whereupon Mr. Hunt moved that the vote taken on yesterday, on said resolution, be reconsidered; which motion was decided in the negative. Mr. Cotton then gave notice that he would enter his protest against said resolution.

Mr. Milroy offered the following resolution:

*Resolved*, that this House, with the consent of the Senate, will adjourn on the 26th inst, *sine die*, which was negatived.

Mr. Daniel having obtained leave, presented a bill to encourage religion and learning, which was read the first time and ordered to be read a second time to-morrow.

Mr. Daniel reported a joint resolution requiring our Senators in Congress, and requesting our Representative to use their influence to have an act of Congress passed, conveying the several townships of land in this state reserved for the use of public seminaries, to the general assembly of this State, to be disposed of by them for the purposes contemplated by Congress; which was read the first time, and ordered to be read a second time to-morrow.

Mr. Harrison, from the committee to whom was referred the bill for the relief of the heirs of Asaph Chandler deceased, reported said bill with amendments, which was read the first time as amended, and on motion of Mr. Thompson, the further consideration of said bill was indefinitely postponed.

On motion, the House resolved itself into a committee of the whole, on the Governor's message; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Beggs reported, that the committee of the whole had, according to order, had the said message under consideration, and had passed several resolutions thereon, in which they desire the concurrence of the House; which resolutions he handed in at the clerk's table, where they were again read and concurred in by the House, and which are as follows:

1. *Resolved*, that so much of the Governor's message as relates to the revenue, be referred to the committee appointed to take into consideration what amendments, if any, are requisite to the act entitled "an act for assessing and collecting revenue."

2. *Resolved*, that so much of the Governor's message as relates to the commencement of suits against defaulters in the office of Sheriff, and the appointment of an Attorney General, be referred to a select committee, with leave to report thereon.

3. *Resolved*, that so much of the Governor's message as relates to the three per cent, and the roads and canals to be made out of the three per cent fund, be referred to

the committee on public roads and highways.

4. *Resolved*, that so much of the Governor's message as relates to the ways and means for the support of the State, be referred to the committee of ways and means.

5. *Resolved*, that so much of the Governor's message relating to pleas denying the cause of action, when founded on a written instrument be referred to the committee upon the practice act and suits in chancery, in which the circuit judges have been interested as counsel.

6. *Resolved*, that so much of the Governor's message as relates to a valuable Salt Spring within the late purchase, be referred to a select committee, with leave to report by bill or otherwise.

7. *Resolved*, that so much of the Governor's message as relates to the act subjecting real and personal estate to execution, be referred to a select committee, with leave to report thereon.

8. *Resolved*, that so much of the Governor's message as relates to the statutes in force prior to the last session, and which were repealed, and the repealing statute containing no provision that such suits and prosecutions, under the repealing statutes should be kept alive and prosecuted to final judgment, be referred to a select committee, with leave to report thereon by bill or otherwise.

9. *Resolved*, that so much of the Governor's message as relates to that part of the Constitution which provides, that no act of the General Assembly shall be in force until it shall be published in print, unless in cases of emergency, be referred to a select committee, with leave to report by bill or otherwise.

10. *Resolved*, that so much of the Governor's message as relates to imprisonment, be referred to a select committee, with leave to report by bill or otherwise.

11. *Resolved* that so much of the Governor's message as relates to the propriety of disposing of the township of land generally known by the name of the *French*



*Lick*, with the assent of Congress, be referred to a select committee, with leave to report by bill or otherwise.

12th. *Resolved*, that so much of the Governor's message as relates to a depreciated medium, when applied to the payment of a debt due the United States, be referred to the committee appointed on the part of the House of Representatives, to act with a similar committee appointed on the part of the Senate, to draft and report a memorial to Congress on the subject of our circulating medium.

Whereupon, the Speaker proceeded to appoint the following committees on the several resolutions on the Governor's message, viz :

Messrs. Sullivan, Thompson, Moore and Daniel, a committee upon the second resolution.

Messr. Graham, Lyon, Connor, Chambers & Buntin, a committee upon the fourth resolution thereon.

Messrs. Milroy, Thomasson, Harrison, Crisler and Sutherland, a committee upon the 7th resolution, thereon.

Messrs. Daniel & Hunt a committee upon the 9th resolution thereon.

Messrs. Sullivan, Ferguson and Cotton a committee upon the 10th resolution thereon.

And Messrs. Warner, Watts, Powell, Gowdie and Sutherland a committee upon the 11th resolution thereon.

The House, according to order, resolved itself into a committee of the Whole on the bill for the formation a new county out of the counties of Franklin and Wayne, Mr. Cotton in the Chair, and after some time spent therein. Mr. Speaker resumed the chair and Mr. Cotton reported, that the committee of the Whole, had according to order, had the said bill under consideration and made several amendments to the same to which they desire the concurrence of the House; whereupon, on motion, the House concurred generally in said amendments.



A motion was then made, by Mr. Thomasson, to postpone the further consideration of the said bill indefinitely, and the yeas and nays being called for on that question and before a decision was had thereon, on motion, the House adjourned till 3 o'clock P. M.

3 o'clock, P. M.

House met pursuant to adjournment.

The House proceeded to consider the question for the indefinite postponement of the consideration of the bill for the formation of a new county out of the counties of Franklin and Wayne, and the yeas and nays being called for it was decided in the negative, and the votes were as follows,

#### YEAS,

Messrs. Beggs,  
Gowdie,  
Graham,

Messrs. Lyon.  
Powell,  
Thomasson and  
Thompson—7

#### N A Y S.

Messrs. Bartholomew,  
Cotton,  
Crisler,  
Daniel,  
Ferguson,  
Harrison,  
Hunt,

Messrs. Johnson of W.  
M'Carty,  
Moore,  
Slaughter,  
Sullivan,  
Suttherland,  
Warner and  
Watts—15.

*Ordered.* That said bill be engrossed and read a third time tomorrow.

The Speaker laid before the House a communication and report of William H. Lilley Auditor of Public accounts; which was read and is as follows;

S I R,

I Herewith transmit you my annual report.

*I have the Honor to be Respectfully, Yours &c.*

W. H. LILLEY, Aud. P. Acc'ts.

The Auditor of the Treasury in obedience to an act of the General Assembly entitled, "An act concerning the Auditor of Public accounts and the Treasurer of state," submits the following report viz :

There was remaining in the hands of the Treasurer on the 29th November 1817.	\$ 3820 76
Since which period there has been received on loan	5000 00
From Sundry sheriffs from the first Dec. 1817 to Dec. 1st 1818	9101 15
And since the dates aforesaid	5616 69 1-4
Making a Total	<hr/> 23,538 60 1 4
Within the periods above mentioned there has been Audited, in liquidation of the accounts of the last General Assembly	10203 90 1-2
In liquidation of the officers of the Judiciary	5570 35
In liquidation of the accounts of the Executive officers	1878 00
In liquidation for Wolf scalps	959 00
In liquidation for Militia expences	152 80
In liquidation of Territorial Warrants	66 66
In liquidation of interest arising on loans	1084 00
In liquidation of the contingent expences	408 11 1 2
Making a sum Total	<hr/> 20,022 83
Leaving in the hands of the Treasurer on the 16th Dec. 1818 provided the warrants Audited as aforesaid have been paid at the Treasury	351 577 1-4

Amount due and unpaid from sundry counties for the years 1817 and 1818

11,146 35 1-2

And from the counties of Gibson and Wayne no duplicates have been received for the present year no estimate can therefore be made of revenue that may be derived from thence.

On the bond executed by several citizens of Harrison county for one thousand dollars suit has been instituted and judgement obtained which when paid will add

1000 00

*Respectfully Submitted,*

WM. H. LILLEY, *Aud't. of P. Acct's.*

The Speaker laid before the House a communication from Daniel C. Lane Treasurer of state, enclosing his annual report, which was read together with the said report, and which are as follows;

S I R,

Herewith I transmit you my annual report.

*I am Your Obedient Serv't.*

**DANIEL C. LANE,**  
*Treasurer of State.*

The Treasurer, in obedience to the act of the General Assembly, entitled "An Act concerning the Auditor of public accounts and Treasurer of State," submits the following :

That there was remaining in the Treasury on the 29th of November, 1817

\$ 4195 74

That from the 29th of November, 1817, to the 16th of December, 1818, there has been received on loan

5000 00

Within the periods above mentioned there has been paid into the Trea-

sure by sundry Sheriffs	14,717 82
	<hr/>
	23,913 56
Within the period above mentioned there has been paid at the Treasury, in discharge of the Territorial debt,	66 66
In payment of the officers of the executive	2,078 00
In discharge of the contingent expences of government	108 11 1-2
In the payment of the officers of the judiciary	5,207 15
In the payment of the members of the General Assembly and incidental expenses thereon	9753 45
In payment of the interest on the loan	1084 00
In payment of claims for Wolves destroyed	823 00
In payment of the Militia	126 80
	<hr/>
Making the sum of	19,247 18
Leaving in the Treasury, on the 16th of December, 1818	4666 38
	<hr/>
	23,913 56

Respectfully submitted.

DANIEL C. LANE, *Treasurer of State.*

On motion of Mr. Connor,

*Ordered*, that the reports of the Auditor and Treasurer of State be referred to the committee of Ways & Means.

The engrossed bill from the Senate entitled "An Act for the benefit of debtors," was taken up and read the second time and committed to a committee of the whole House, and made the order of the day for Monday next.

The engrossed bill from the Senate entitled "An Act



authorising clerks and their deputies to administer oaths, and Sheriffs to transact business by deputy," was read the second time and ordered to be read the third time to morrow.

The engrossed bill to amend the act concerning clerks, was taken up and read the third time and passed.

*Ordered*, that said bill be entitled "An Act to amend an act entitled "an act concerning clerks."

*Ordered*, that Mr. Graham inform the Senate thereof, and desire their concurrence therein.

The engrossed bill prescribing the mode of changing the *venae*, was taken up and read the third time, and on motion the same was recommitted to a committee of the whole House, and made the order of the day for to-morrow.

The House, according to order, resolved itself into a committee of the whole on the bill from the Senate, entitled "An Act to amend the act regulating Grist Mills and Millers," Mr. Sullivan in the chair; and after some time spent therein Mr. Speaker resumed the chair, and Mr. Sullivan reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, to which they desire the concurrence of the House.

And Mr. Beggs then moved that the further consideration of said bill be indefinitely postponed, which motion was decided in the negative; and on motion, the said bill was recommitted to a committee of the whole House, and made the order of the day for Monday next.

The House, according to order, resolved itself into a committee of the whole, on the bill incorporating a company to make a turnpike road from Evansville by way of Princeton, Vincennes & Merom, to Fort Harrison, on the Wabash, Mr. Chambers in the Chair; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Chambers reported, that the committee of the whole had, according to order, had the said bill under consideration, and had amended the same, by

striking it out from the enacting clause; in which amendment they desire the concurrence of the House: Whereupon *Mr. Thompson* moved, that the further consideration of said bill be indefinitely postponed, which motion was decided in the negative.

On motion of *Mr. Sullivan*,

*Ordered*, that said bill be recommitted to a committee of the whole House on Monday next.

*Mr. Sullivan* moved, that forty copies of said bill be printed; which motion was decided in the negative.

*Mr. Connor* gave notice that he would, on to-morrow, move for leave to bring in a bill to authorise the qualified voters of Perry county to elect certain officers therein named, and for other purposes.

*Mr. Chambers* obtained leave of absence from to-morrow morning until Monday next.

And then the House adjourned till to-morrow morning ten o'clock.

### *SATURDAY, December 19.*

House met pursuant to adjournment.

*Mr. Cotton* presented the petition of *Thomas Armstrong* and others, praying an act to authorise *Stephen C. Stevens* to build a toll bridge across Plumb Creek, in Switzerland county; which was read, and *Mr. Sullivan* then moved, that the farther consideration of the same be indefinitely postponed: which motion was decided in the negative; and on motion of *Mr. Cotton*, the same was referred to a select committee, with leave to report thereon by bill or otherwise.

And, thereupon, *Messrs. Cotton, Ferguson & Johnson* of *Wayne*, were appointed the said committee.

*Mr. Thompson*, from the committee appointed for that purpose, reported a bill for the disposal of certain suits in chancery, now pending in the circuit courts of this State, wherein the circuit judges are interested or prejudiced; which was read the first time, and, on mo-

tion the same was recommitted to the same committee for amendment.

On motion of *Mr. Milroy*,

*Resolved*, that the committee of Ways and Means be directed to examine the books of the Auditor and Treasurer of State, agreeably to the provisions of the 12th section of an act entitled "An act concerning the Auditor of public accounts and Treasurer of State," approved December 11th. 1817.

*Mr. Connor*, agreeably to notice, introduced a bill authorising the qualified voters of Perry County to elect certain officers therein named, and for other purposes; which was read the first time, and ordered to be read a second time on *Monday* next.

*Mr. Slaughter* gave notice that he would, on *Monday* next, move for leave to introduce a bill to organize a State Medical Society.

The House proceeded to consider the orders of the day, and, on motion, the House resolved itself into a committee of the whole, on the bill from the Senate, entitled "An act to exempt certain property from execution." *Mr. Daniel* in the chair, and after some time spent therein, *Mr. Speaker* resumed the chair, and *Mr. Daniel* reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made no amendment thereto, and had directed him to report the same without amendment.

On motion of *Mr. Slaughter*, the said bill was recommitted to a committee of the whole House, and made the order of the day for *Monday* next.

A message from the Senate by *Mr. Polke*.

*Mr. Speaker*, the Senate have passed the bill from this House, entitled "an act for the formation of a new county out of the counties of Sullivan & Davies," without amendment.

And then the House adjourned until 2 o'clock, P. M



2 o'clock, P. M.

House met pursuant to adjournment.

The House, according to order, resolved itself into a committee of the whole on the bill authorising county commissioners to build public bridges, and for other purposes, Mr. M'Carty in the chair, and after some time spent therein, Mr. Speaker resumed the chair and Mr. M'Carty reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, to which they desire the concurrence of the House.

Whereupon, on motion, the House concurred in said amendments generally; and,

On motion, the same was ordered to be engrossed for a third reading on Monday next.

The House, according to order, resolved itself into a committee of the whole, on the bill for the appointment of commissioners to fix the seat of justice for the county of Wayne, Mr. Moore in the chair, and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Moore reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some progress therein; but not having had time to go through the same, they desire leave to sit again. Whereupon leave was given.

The following message was received from his excellency the Governor, together with the documents referred to therein; which communication was read, and is as follows.—

The Honorable

The Speaker of the House of Representatives.

Sir,

From the Governors of the States of New-Hampshire, Vermont, Connecticut, Massachusetts, New-York New-Jersey, Pennsylvania, Ohio & Mississippi, I have received sundry resolutions, copies of which are here-



with transmitted to the House of Representatives ; and likewise of a communication from the corresponding Secretary of the American Antiquarian Society.

JONATHAN JENNINGS.

December 19th, 1818.

Whereupon the documents referred to in the above communication being severally read, on motion, the same were committed to a committee of the Whole House and made the order of the day for Tuesday next.

A message from the Senate by Mr. Boone.

Mr. Speaker—The Senate have passed a bill entitled, "An act for the relief of Sheriffs and to legalize the proceedings of county commissioners," to which they desire the concurrence of this House : whereupon the said bill was read the first time and, on motion, the rules of the House were dispensed with, and the said bill was read the second and third times now, it being a case of emergency, and the bill was then put upon its passage and carried in the affirmative.

*Ordered*, That the Senate be informed thereof.

The bill to encourage Religion and learning was taken up and read the 2d. time and, on motion of Mr. Daniel, the same was committed to a committee of the Whole House and made the order of the day for Monday next.

The bill prescribing the mode of summoning and empannelling Jurors, was taken up and read the 2d. time and committed to a committee of the Whole House and made the order of the day for Monday next.

And then the House adjourned till Monday morning half after nine o'clock.

*MONDAY, December 21st.*

House met pursuant to adjournment.

Mr. Daniel introduced a joint resolution respecting

debtors; which was read the first time and ordered to be read a second time tomorrow.

Mr. Slaughter, agreeable to notice, introduced a bill to organize a State Medical society; which was read the first time and ordered to be read a second time tomorrow.

Mr. Sullivan, from the committee of enrolled bills, reported, that the said committee had examined the enrolled bill for the formation of a new county out of the counties of Sullivan and Davies and found the same truly enrolled: whereupon the Speaker signed the same:

*Ordered*, That Mr. Sullivan inform the Senate thereof.

Mr. Cotton, from the committee appointed for that purpose, reported a bill, to authorize Stephen C. Stevens to build a bridge across Plumb creek in Switzerland county; which was read the first time and ordered to be read a second time tomorrow.

Mr. Cotton presented the petition of William C. Keen and others, praying an act to incorporate independent companies of Militia; which was read and referred to the committee appointed to enquire what amendments are necessary to the Militia law.

Mr. Moore presented the petition of Sally Davidson, praying a divorce from Peter Davidson; which was read and referred to a select committee of Messrs. Moore, Sullivan and Gowdie.

A message from the Senate by Mr. Montgomery.

Mr. Speaker—The President of the Senate has signed the enrolled bill for the formation of a new county out of the counties of Sullivan and Davies.

Mr. Slaughter presented the petition of Henry French, praying a divorce from Elenor French his wife; which was read and referred to a select committee of Messrs. Slaughter, Ferguson and Sutherland.

Mr. Graham, from the committee appointed to draft and report a bill to prohibit a branch of the United

States bank from being established within this state, reported, a bill for that purpose ; which was read the first time and ordered to be read a second time tomorrow.

Mr. Slaughter gave notice that he would, on tomorrow, move for leave to introduce a bill, to authorize Davies Floyd assignee of Harvey Heath deceased, to record an addition to the Plat of the town of Corydon.

Mr. Sullivan, from the committee to whom was referred that part of the Governor's Message which recommends the appointment of an Attorney General reported, that the said committee had had the same under consideration and were of opinion that a law ought to be passed authorizing such an appointment, and offered the following resolution ;

*Resolved*, That the select committee to whom was referred that part of the Governor's message recommending the appointment of an Attorney General, report a bill authorizing said appointment and defining his duties and the mode and manner of receiving his appointment ; which resolution was rejected.

A message from the Senate by Mr. Pennington,

Mr. Speaker—The Senate has passed a bill entitled, "An act to repeal an act entitled, an act to encourage the killing of wolves" : and a memorial to Congress, on the subject of the donation of lands for the seat of Government of this state ; in which they request the concurrence of this House : whereupon,

On motion of Mr. Cotton,

The further consideration of the said bill to repeal the act to encourage the killing of wolves was indefinitely postponed : ordered that Mr. Beggs inform the Senate thereof.

The memorial to Congress was then read the first time and on motion the same was read a second and third time and passed :

*Ordered*, That Mr. Graham inform the Senate that



the House of Representatives have adopted the said memorial without alteration or amendment.

Mr. Sullivan, from the committee appointed on that part of the Governor's message which relates to assessing and collecting revenue reported a bill on that subject; which was read the first time and ordered to be read a second time tomorrow.

A message from the Senate by Mr. Ferris.

Mr. Speaker—The Senate have passed a bill entitled, "An act to amend the act entitled, an act regulating the duties and jurisdiction of Justices of the Peace;" to which they desire the concurrence of this House: whereupon the said bill was taken up and read the first time and ordered to be read the second time tomorrow.

Mr. Sullivan, from the committee for enrolled bills reported, that the said committee had presented to the Governor for his approval and signature, the enrolled bill entitled, "An act for the formation of a new county out of the counties of Sullivan and Davies."

A message from the Governor by Mr. New.

Mr. Speaker—I am authorized, by his Excellency the Governor, to inform this House, that he did on this day, approve and sign, an enrolled bill entitled, "An act for the formation of a new county out of the counties of Sullivan and Davies," which originated in the House of Representatives.

*Ordered*, That the Senate be informed thereof.

The House proceeded to consider the orders of the day, and the bill for the formation of a new county out of the counties of Franklin and Wayne, was taken up and read the third time and passed.

And on the question of its passage the yeas and nays being demanded by Messrs. Graham and M'Carty the votes were as follows,

Y E A S,

Messrs. Buntin,  
Cotton,

Messrs. Johnson of W.  
M'Carty,



Crisler,  
Daniel,  
Ferguson,  
Harrison,  
Hunt,

Moore,  
Sullivan,  
Sutherland,  
Warner and  
Watts—8.

## N A Y S.

Messrs. Beggs,  
Connor,  
Gowdie,  
Graham,

Messrs. Johnson of G.  
Lyon,  
Thomasson, and  
Thompson—14

*Ordered*, That the same be entitled, "An act :"

*Ordered*, That Mr. *McCarty* inform the Senate thereof and desire their concurrence therein.

The House, according to order, resolved itself into a committee of the whole on the bill, prescribing the mode of changing the *venue*, Mr. Thompson in the chair, and after some time spent therein Mr. Speaker resumed the Chair & Mr. Thompson reported, that the committee of the Whole had, according to order, had the said bill under consideration and had made some amendments to the same, in which they desire the concurrence of the House.

On motion, the House concurred in said amendments generally.

A motion was then made to postpone the further consideration of said bill indefinitely; which motion was negatived.

The said bill was then read the third time and passed and on the question of its passage the yeas and nays being demanded by Messrs. Watts and Graham the votes were as follows,

## Y E A S,

Messrs. Buntin,  
Cotton,  
Crisler,  
Daniel,  
Harrison,

Messrs. Lyon,  
McCarty,  
Moore,  
Slaughter,  
Sutherland,

Johnson of G.  
Johnson of W.

Thomasson,  
Warner and  
Watts—15.

# N A Y S,

Messrs. Beggs,  
Connor,  
Ferguson,  
Graham,

Messrs. Hunt,  
Milroy,  
Sullivan and  
Thompson—8

*Ordered*, That said bill be entitled, "An act prescribing the mode of changing the *venue*."

*Ordered*, That Mr. Moore, inform the Senate thereof, and request their concurrence therein.

The engrossed bill, from the Senate, entitled, "An act to authorize Clerks of the Circuit Courts to administer oaths, and sheriffs to do business by deputy, was taken up and read third time and passed.

*Ordered*, That Mr. Thompson inform the Senate thereof.

The House, according to order, resolved itself into a committee of the whole on the bill from the Senate for the relief of debtors, Mr. Thomasson in the Chair, and after some time spent therein. Mr. Speaker resumed the chair and Mr. Thomasson reported, that the committee of the whole, had according to order, had the said bill under consideration and had made some progress therein, but not having had time to go through the same they desire leave to sit again; whereupon leave was given

And then the House adjourned till 2 o'clock P. M.

2 o'clock P. M.

House met pursuant to adjournment.

The House, according to order, again resolved itself into a committee of the whole on the bill from the Senate for the benefit of debtors, Mr. Thomasson in the chair, & after some time spent therein Mr. Speaker resumed the chair, and Mr. Thomasson reported, that

the committee of the whole had, according to order, had the said bill under consideration and had made some amendments to the same, to which amendments they desire the concurrence of the House; which amendments he handed in at the Clerk's table and on motion the House concurred in the same generally.

Mr. Connor then moved to amend the said bill by adding the following provision,

"Provided that nothing in this act shall be so construed as to effect contracts heretofore entered into," and on the question shall the said bill be so amended? it was decided in the negative, and the yeas and nays being demanded by Messrs. Connor and Daniel the votes were as follows,

Y E A S,

Messrs. Connor,  
Lyon,  
Milroy,

Messrs. Sullivan,  
Sutherland and  
Thompson—6

N A Y S,

Messrs. Beggs,  
Buntin,  
Cotton,  
Crisler,  
Daniel,  
Ferguson,  
Graham,

Messrs. Hunt,  
Harrison,  
Johnson of G.  
Johnson of W.  
M'Carty,  
Slaughter,  
Thomasson, and  
Watts—15.

Mr. Sullivan then moved to amend the said bill by adding thereto the following provision, "provided however nothing in this act contained shall be so construed as to effect the sale of any tract of land, or any part thereof when the vendors owes any part of the money to the United States for the same; and on the question shall the bill be so amended? it was decided in the negative; and the yeas and nays being demanded by Messrs. Sullivan and Harrison the votes were as follows,

## Y E A S,

Messrs. Connor,  
Lyon,Messrs. Milroy and  
Sullivan —4

## N A Y S,

Messrs. Beggs,  
Buntin,  
Cotton,  
Crisler,  
Daniel,  
Ferguson,  
Gowdie,  
Harrison,Messrs. Hunt,  
Johnson of G.  
Johnson of W.  
M'Carty,  
Slaughter,  
Thomasson,  
Thompson and  
Watts—16

Mr. Sullivan then moved to amend said bill by adding the following provision, "And it shall be the duty of the officer collecting the same to be the Judge of the currency of the paper offered in payment;" which motion was decided in the negative.

On motion of Mr. Sullivan,

The said bill was further amended by inserting the following words immediately after the word *current* in the first section thereof, "*with the merchants or merchantile transactions :*"

*Ordered*, That said bill be read a third time tomorrow.

The House, according to order, resolved itself into a committee of the whole on the bill from the Senate entitled, "An act to exempt certain property from execution," Mr. Johnson of Wayne in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Johnson reported, that the committee of the whole had, according to order, had the said bill under consideration and had made no amendment to the same, and had directed him to report the same without amendment.

Mr. Thomasson then moved to amend said bill so as to exempt the tools of a man's trade and the books of his profession, except the books of a Lawyer, from execution ; which motion was negatived.



Mr. Milroy then moved to amend said bill by adding the following provision to the end of the second section thereof:—"Provided that the property hereby exempted from execution shall not exceed the value of one hundred dollars; and if the articles herein enumerated shall be found to exceed the above value, the debtor shall have the privilege to select of them such as he shall wish to retain, within that value." And on the question shall the bill be so amended, it was decided in the affirmative.

On motion of Mr. Thompson, the bill was farther amended, by inserting immediately after the word "family," the words "one spinning wheel and one reel."

On motion of Mr. Daniel, the said bill was farther amended by adding the following section thereto:—"3d. That the articles herein exempted from execution shall not be given an account of by any insolvent debtor previous to his enlargement from prison."

The said bill was read a third time, as amended, and on the question, shall this bill pass, it was decided in the affirmative; and the yeas and nays being demanded by Messrs. Sullivan & Harrison, the votes were as follows:

Y E A S.

Messrs. Beggs,

Connor,

Cotton,

Crisler,

Daniel,

Ferguson,

Gowdie

Harrison,

Hunt

Messrs. Johnson of W.

McCarty,

Powell,

Slaughter,

Sutherland,

Thomasson,

Thompson,

Warner, &

Watts—18.

N A Y S.

Messrs. Buntin,

Graham,

Messrs. Lyon,

Milroy, &

Sullivan—5

*Ordered*, that *Mr. Thomasson* inform the Senate thereof, and request their concurrence to the amendments made to said bill by this House.

The House, according to order, resolved itself into a committee of the whole, on the bill from the Senate entitled, "An act to amend the act entitled 'an act regulating Grist Mills and Millers,'" *Mr. Gowdie* in the chair, and after some time spent therein *Mr. Speaker* resumed the chair, and *Mr. Gowdie* reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, to which they desire the concurrence of the House.

On motion, the House concurred in all the amendments made to said bill, in committee of the whole; except the one made by striking out the second section thereof, in which amendment the House refused to concur: Whereupon, on motion, the said bill was then read the third time, and passed.

*Ordered*, that the Senate be informed thereof.

On motion, the orders of the day were postponed until to-morrow.

*Mr. Milroy*, from the committee appointed to enquire into the expediency of repealing the law establishing a board of County Commissioners, reported a bill changing the mode of doing county business, and authorising the Justices of the Peace to do the same; which was read the first time, and ordered to be read a second time to-morrow.

And then the House adjourned until to-morrow morning 10 o'clock.

## *TUESDAY, December 22.*

House met pursuant to adjournment.

*Mr. Daniel*, having obtained leave, laid before the House a memorial to Congress, on the subject of reserved sections of land within this State, which was read,

and, on motion, the same was referred to a select committee, of Messrs. Daniel, Moore & Crisler.

The Speaker laid before the House the petition of Abner Edwards, praying a divorce from his wife Nancy Edwards, together with sundry documents and affidavits relative thereto; which were read.

Whereupon Mr. Hunt moved, that the further consideration of the said petition be indefinitely postponed; which motion was decided in the negative.

On motion of Mr. Connor, the same was referred to a select committee, of Messrs. Connor, Daniel & Johnson of Wayne, with leave to report by bill or otherwise.

On motion of Mr. Sullivan,

*Resolved*, that a committee be appointed to enquire whether any amendments are necessary to the act entitled "an act for fixing seats of justice in all new counties hereafter to be laid off;" with leave to report by bill or otherwise.

And thereupon Messrs. Sullivan and Buntin were appointed that committee.

Mr. Powell, from the committee on public roads, reported a bill for opening and keeping in repair public roads and highways; which was read the first time, and ordered to be read a second time to-morrow.

A message from the Senate by Mr. Boone.

Mr. Speaker, the Senate have passed a bill entitled "an act the more effectually to prevent duelling;" to which they desire the concurrence of this House; whereupon the said bill was taken up and read the first time, and ordered to be read a second time to-morrow.

Mr. Slaughter, agreeably to notice, introduced a bill to authorise Davis Floyd, assignee of Harvey Heth; deceased, to record an addition to the plat of the town of Corydon; and ordered to be read a second time to-morrow.

Mr. Watts presented the petition of Greenberry Cook and others, of Ross township, in Switzerland county,

praying that the said township may be attached to the county of Ripley; which was read, and Mr. Cotton moved, that the further consideration of the same be indefinitely postponed; which motion was carried in the affirmative.

A message from the Senate by Mr. Pennington.

Mr. Speaker, the Senate have concurred in all the amendments made by this House to the bill from the Senate entitled "an act to exempt certain property from execution."

Mr. Slaughter, from the committee to whom was referred the petition of Henry French, reported a bill to dissolve the bands of matrimony between the said Henry French and Elenor French his wife; which was read the first time and ordered to be read a second time to-morrow.

Mr. Sullivan, from the committee appointed to enquire what amendments are necessary to the act entitled "an act for fixing the seats of justice in all new counties hereafter to be laid off," reported a bill to amend said act; which was read the first time and ordered to be read a second time to-morrow.

Mr. Sullivan, from the committee for enrolled bills, reported, that the said committee had examined the enrolled joint resolution relative to the donation of lands for the seat of Government of this State, and the enrolled bill entitled "an act to authorise clerks and their deputies to administer oaths, and sheriffs to do business by deputy; and had found the same duly enrolled; whereupon the Speaker signed the same.

*Ordered*, that Mr. Sullivan inform the Senate thereof.

A message from the Senate by Mr. Montgomery.

Mr. Speaker, the president of the Senate has signed the enrolled joint resolution respecting the donation of lands for the seat of government of this State, and the enrolled bill entitled "an act to authorise clerks and their deputies to administer certain oaths, and sheriffs to do business by deputy.



A message from the Senate by *Mr. Montgomery*.

*Mr. Speaker*, the Senate have passed a bill from this House entitled "an act concerning clerks," without amendment.

*Mr. Connor* introduced a joint resolution, concerning the board of County Commissioners for the county of Spencer; which was read the first time and ordered to be read a second time to-morrow.

The House, according to order, resolved itself into a committee of the whole on the bill to encourage religion and learning, *Mr. Crisler* in the chair, and after some time spent therein, *Mr. Speaker* resumed the chair and *Mr. Crisler* reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same; to which they desire the concurrence of the House: whereupon, on motion, the House concurred in the same.

*Ordered*, that said bill be engrossed for a third reading to-morrow.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

*Mr. Sullivan*, from the committee for enrolled bills, reported, that the said committee had presented to his excellency the Governor, for his approval and signature, the enrolled bill entitled "An Act to authorise Clerks of the Circuit Courts, and their deputies, to administer oaths, and Sheriffs to do business by deputy;" and a memorial to Congress on the subject of Public Lands."

The bill providing for building public bridges, was taken up and read the third time and passed.

*Ordered*, that said bill be entitled "An Act."

*Ordered*, that *Mr. Daniel* inform the Senate thereof, and request their concurrence therein.

The bill to authorise *Stephen C. Stevens* to build a bridge across Plumb Creek in Switzerland county, was

read the second time and committed to a committee of the whole, and made the order of the day for to-morrow.

The bill relative to assessing and collecting revenue, was taken up and read the second time, and committed to a committee of the whole on to-morrow.

The bill to organize a state Medical Society, was read the second time, and committed to a committee of the whole House, and made the order of the day for to-morrow.

The joint resolution concerning debtors was read the second time and ordered to lie on the table.

On motion, Mr. Daniel<sup>1</sup> was excused from serving on the committee to whom was referred that part of the Governor's message relative to imprisonment; and Messrs. Graham, Warner, and Watts were added to said committee.

On motion of Mr. Cotton, Messrs. Milroy and Hunt were added to the committee on public lands.

A message from the Senate by Mr. Beggs.

Mr. Speaker—the Senate have concurred in the amendment made by the House of Representatives to the bill regulating Grist Mills and Millers, which originated in the Senate.

The engrossed bill from the Senate, entitled “an act to amend the act regulating the duties and jurisdiction of justices of the peace,” was taken up and read the second time, and committed to a committee of the whole House, and made the order of the day for to-morrow.

The bill to prohibit a branch of the United States bank from being established in this State, was read the second time, and committed to a committee of the whole House, and made the order of the day for Saturday next.

The bill to repeal the act establishing a board of County Commissioners, and authorising the county business to be done by justices of the peace, was taken up and read the second time: whereupon,

On motion of Mr. Powell, the further consideration of said bill was indefinitely postponed : and on that question the yeas and nays being demanded by Messrs. Powell and Moore, the votes were as follows.—

## Y E A S.

Messrs. Buntin,	Messrs. Johnson of W.
Cotton,	M. Carty,
Crisler,	Powell,
Ferguson,	Sutherland,
Graham,	Thompson,
Hunt,	Warner, &
Johnson of G.	Watts—14

## N A Y S.

Messrs. Beggs,	Messrs. Lyon,
Chambers,	Milroy,
Connor,	Moore,
Daniel,	Slaughter,
Gowdie,	Sullivan &
Harrison,	Thomasson—12

The House, according to order, resolved itself into a committee of the whole, on the bill providing for summoning juries, Mr. Moore in the chair ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Moore reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made several amendments thereto, in which they desire the concurrence of the House :

Whereupon, on motion, the House concurred in the same generally.

*Ordered*, that the said bill be engrossed for a third reading to-morrow.

The House, according to order, resolved itself into a committee of the whole, on the joint resolution relative to the reserved townships of land within this State, Mr. Warner in the chair ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Warner re-



ported, that the committee of the whole had, according to order, had the said joint resolution under consideration, and had made some progress therein; but not having had time to go through the same they desire leave to sit again: whereupon,

On motion, the committee of the whole were discharged from a further consideration of the said resolution, and the same was recommitted to the select committee who reported it.

Mr. Sullivan, from the committee to whom was referred that part of the Governor's message relative to instituting suits in the Harrison Circuit Courts against public defaulters, reported, that the said committee had had the same under consideration, and are of opinion that it would be improper.

And the House adjourned until to-morrow morning 10 o'clock.

### *WEDNESDAY, December 23.*

House met pursuant to adjournment.

Mr. Powell, from the committee to whom was referred the petition of John Walker and others, reported a bill to authorise the trustees of the town of Hartford, in the county of Dearborn to sell and convey certain lots in the said town, for the benefit of a public seminary in said town, which was read the first time, and, on motion, the same was read a second time, and ordered to be engrossed for a third reading to-morrow.

Mr. Daniel, from the committee to whom was referred the memorial to Congress on the subject of the reserved townships of lands within this State, and the three per cent fund, reported the same with amendments; which was read and committed to a committee of the whole House, and made the order of the day for to-morrow.

Mr. Bartholomew, from the committee to whom was referred the report of the select committee to whom was



referred the petition of sundry inhabitants of the counties of Clarke and Harrison, praying for the formation of a new county out of said counties, reported a bill for that purpose; which was read the first time, and, on motion, the same was read a second time, and committed to a committee of the whole House, and made the order of the day for to-morrow.

Mr. Bartholomew presented the remonstrance of Samuel Merriwether, and others, of Clarke county, remonstrating against the formation of said new county; which was read and ordered to lie on the table.

Mr. Warner, from the select committee to whom was referred that part of the Governor's message relative to the reserved township of land within this state, known by the name of the *French Lick* made a report on that subject; which being read was ordered to lie on the table.

A message from the Senate by Mr. Boone.

Mr. Speaker—The Senate have passed the following resolution "*Resolved that the Senate adjourn on Wednesday the thirtieth of this instant without day;*

*Ordered, That the House of Representatives be informed thereof.*"

Mr. Milroy, from the committee who were appointed to enquire into the expediency of amending the act entitled, "An act to prevent manstealing," reported a bill for that purpose which was read the first time and, on motion, the same was read a second time and committed to a committee of the Whole House and made the order of the day for tomorrow.

Mr. Graham, from the committee on navigation, reported, that the said committee had, according to order, had the subject under consideration and a majority of the said committee were of the opinion, that it is inexpedient at this time to pass any law on the subject:

Whereupon Mr. Powell moved, that the House concur in the said report and on that question the yeas

and nays being demanded by Messrs. Graham and Daniel, the votes were as follows,

Y E A S,

Messrs. Beggs,  
Connor,  
Cotton,  
Daniel,  
Ferguson,  
Harrison,  
Hunt,

Messrs. Johnson of G.  
Lyon,  
Powell,  
Thompson,  
Sutherland,  
Warner and  
Watts—14

N A Y S,

Messrs. Bartholomew,  
Buntin,  
Chambers,  
Crisler,  
Gowdie,  
Graham,  
Johnson of W.

Messrs. M'Carty,  
Milroy,  
Moore,  
Sutherland,  
Sullivan,  
Thomasson and  
Dunn (Spkr.)—14

And so there being an equal number of votes in the affirmative and negative the motion was lost: whereupon,

On motion of Mr. Milroy,

*Resolved*, That a committee of two members be appointed to prepare a bill declaring what streams in this state be deemed navigable. Highways, and by what rules and regulations mill-dams may be built on such streams: and thereupon Messrs. Graham and Milroy were appointed that committee.

A message from the Senate by Mr. Dill their secretary,

Mr. Speaker—I am instructed by the Senate to inform this House, that the Senate has adopted a memorial to Congress, on the subject of a circulating medium, in which they request the concurrence of this House; whereupon the said memorial was read and adopted by this House:

*Ordered*, That the Senate be informed thereof.

On motion of Mr. Thompson,

*Resolved*, That a committee be appointed to enquire into the expediency of a law more effectually to prevent persons of color, owing service in the different states, emigrating to this state, with leave to report by bill or otherwise; and thereupon Messrs. Thompson, Lyon and Chambers were appointed that committee.

Mr. Powell presented the petition of John Barricklow and others, praying an act authorizing the erection of a toll-bridge across Laughery creek in Dearborn county; which was read and referred to a select committee of Messrs. Powell, Cotton and Sutherland, with leave to report by bill or otherwise,

Mr. Thomasson presented the petition of John Sturgeon, praying an act for the relief of his son; which was read and referred to a select committee of Messrs. Thomasson, Beggs, and Ferguson, with leave to report thereon by bill or otherwise.

On motion of Mr. Daniel,

*Resolved*. That this House will receive no new business after Monday the 28th of this instant.

Mr. Connor, from the committee to whom was referred the petition of Abner Edwards, praying an act to dissolve the marriage contract between the said Abner Edwards and Nancy Edwards his wife, reported a bill for that purpose; which was read the first time and, on motion, the same was read the second time and committed to a committee of the Whole House and made the order of the day for tomorrow.

A message from the Senate by Mr. Conner.

Mr. Speaker—The Senate have passed a bill entitled, "An act to vacate a part of the town of Laurenceburg; in which they desire the concurrence of this House: whereupon the same was taken up and read the first time and, on motion, the same was read a second time and committed to a committee of the whole



House and made the order of the day for tomorrow.

On motion of Mr. Slaughter,

The committee of ways and means obtained leave of absence for the balance of this day.

On motion of Mr. Thompson,

*Resolved*, That a committee be appointed to enquire into the expediency of a law, making the individual property of stockholders in the different banks of this state liable for the notes said banks issue, with leave to report by bill or otherwise,

And thereupon Messrs. Thompson, Harrison and Johnson of Wayne were appointed that committee.

Mr. Thomasson from the committee for enrolled bills reported, that the said committee had examined the enrolled bills entitled, "An act to amend the act concerning clerks." and had found the same truly enrolled : whereupon the Speaker signed the same :

*Ordered*, That Mr. Graham inform the Senate thereof.

The engrossed bill, from the Senate, entitled, "An act for the benefit of debtors," was taken up and read the third time and passed ; and on the question of its passage the yeas and nays being demanded by Messrs. Milroy and Powell the votes were as follows,

Y E A S,

Messrs. Bartholomew,

Beggs,

Crisler,

Daniel,

Gowdie,

Graham,

Harrison,

Messrs. Hunt,

Johnson of G.

Johnson of W.

M'Carty,

Powell,

Thomasson,

Warner and

Watts—15.

N A Y S,

Messrs. Buntin,

Connor,

Messrs. Milroy,

Sutherland and

Thompson—5



*Ordered*, That Mr. Hunt inform the Senate thereof and request their concurrence to the amendments made to said bill by this House.

A message from the Senate by Ferris.

Mr. Speaker--The Senate have passed the bill from this House entitled, "An act to authorise the building of public bridges," and have made some amendments to the same, in which they desire the concurrence of this House.

Also a bill entitled, "An act to amend the act for opening and keeping in repair public roads and highways," to which they desire the concurrence of this House: whereupon the said bill was taken up and read the first time and, on motion, the same was read the second time and committed to a committee of the Whole House and made the order of the day for Friday next.

On motion,

*Ordered*, That thirty copies of said bill be printed for the members of this House.

The House proceeded to consider the amendments made by the Senate to the bill from this House authorising the building of public bridges, and thereupon the same were taken up and read, and concurred in by the House.

*Ordered*, That Mr. Connor inform the Senate thereof.

The joint resolution on the subject of the public square in Spencer county, and the bill to amend the act entitled, "An act for fixing seats of Justice in all new counties hereafter to be laid off," were taken up and severally read and committed to a committee of the Whole House on tomorrow.

The House, according to order, resolved itself into a committee of the whole on the bill to amend the act entitled, "An act for assessing and collecting revenue, and after some time spent therein Mr. Speaker resumed the chair and Mr. Connor reported that the committee of the whole had, according to order, had the said bill

under consideration and had made some progress therein but not having had time to go through the same they desire leave to sit again : whereupon leave was given.

The engrossed bill entitled, "An act to authorise the qualified voters of Perry county to elect certain officers therein named," was taken up and read the third time and passed :

*Ordered,* That Mr. Connor inform the Senate thereof.

And then the House adjourned until two o'clock P. M.

*2 o'clock P. M.*

House met pursuant to adjournment.

The bill authorising Davis Floyd assignee of Harvey Heth deceased to record an addition to the plat of the town of Corydon, was taken up and read the second time and ordered to be engrossed and read a third time tomorrow.

The engrossed bill from the Senate entitled, "An act the more effectually to prevent duelling," was taken up and read the second time : whereupon Mr. Thompson moved that the further consideration of said bill be indefinitely postponed which motion was decided in the negative and the yeas and nays being demanded by Messrs Hunt and Harrison the votes were as follows,

Y E A S,

Messrs. Beggs,

Messrs. Gowdie, and  
Thompson—3

N A Y S,

Messrs. Buntin,  
Connor,  
Cotton,  
Crisler,  
Daniel,  
Harrison,

Messrs. Milroy,  
M'Carty,  
Moore,  
Powell,  
Sullivan,  
Sutherland,

Hunt,  
Johnson of G.  
Johnson of W.

Thomasson,  
Warner and  
Watts—18

On motion, the said bill was committed to a committee of the Whole House and made the order of the day for this day;

Whereupon the House resolved itself into a committee of the whole on the said bill, Mr. Harrison in the chair, and after some time spent therein, Mr. Speaker resumed the chair and Mr. Harrison reported, that the committee of the whole had, according to order, had the said bill under consideration and had made no amendments thereto and directed him to report the same without amendment.

On motion,

*Ordered*, That said bill be read a third time tomorrow.

A message from the Senate by Mr. Ferris.

Mr. Speaker—The Senate has concurred in the two first amendments made by this House to the bill from the Senate entitled, "An act for the benefit of debtors," and have refused to concur in the third amendment thereto; whereupon the House proceeded to consider the said third amendment to said bill and, on motion,

*Resolved*, That this House will adhere to said amendment:

*Ordered*, That Mr. Sullivan inform the Senate thereof.

On motion of Mr. Harrison,

*Ordered*, That the committee of the whole be discharged from any further consideration of the bill to incorporate a company to make a turnpike from Evansville by way of Princeton, Vincennes and Merom to fort Harrison on the Wabash, and, on motion, the same was referred to a select committee of Messrs. Harrison. Lyon and Hunt.

The House according to order, resolved itself into a

committee of the whole on the bill from the Senate entitled, "An act to amend the act regulating the duties and jurisdiction of Justices of the Peace," Mr. Slaughter in the chair, and after some time spent therein, Mr. Speaker resumed the chair and Mr. Slaughter reported, that the committee of the whole had, according to order, had the said bill under consideration & had made some progress therein, but not having had time to go through the same they desire leave to sit again: whereupon leave was given.

And the House adjourned till tomorrow morning nine o'clock.

### *THURSDAY, December 24th.*

House met pursuant to adjournment.

The Speaker presented the petition of John Connor on the subject of a Ferry across the Ohio river at New Albany; which was read and referred to a select committee of Messrs. Harrison, Bartholomew and Johnson of Wayne.

The Speaker also laid before the House the petition of Charles Fuller and Henry Hurst Attorneys in fact for Abigail Dickerson administratrix of Ebenezer Dickerson deceased, praying an act to repeal the act authorising the sale of certain real property belonging to the heirs of said deccadant; which was read and referred to a select committee of Messrs. Sullivan, Thompson and Beggs, with leave to report by bill or otherwise.

Mr. Sullivan, from the committee for enrolled bills reported, that the said committee had examined the enrolled bill entitled, "An act authorising county Commissioners to build public bridges and for other purposes," the enrolled bill entitled, "An act to exempt certain property from being subject to execution;" the enrolled bill entitled, "An act for the relief of sheriffs and to legalize the proceedings of county commissioners;" and the enrolled bill entitled, "An act to amend



the act entitled, "An act regulating Grist mills and millers," and had found the same truly enrolled: whereupon the Speaker signed the same.

*Ordered*, That the clerk inform the Senate thereof.

Mr. Thomason, from the committee to whom was referred the petition of John Sturgeon, praying an act for the relief of his son, reported a bill for the purposes prayed for in said petition; which was read the first time, and ordered to be read a second time to-morrow.

Mr. Sullivan, from the committee appointed to enquire into the public printing of the last, as well as the present session of the general assembly, reported, that the said committee had performed the duty assigned them in part; and that from examining the enrolled bills of the last session they had found several errors in the printing of the same, and recommend to the House the propriety of passing a joint resolution on the subject, appointing a committee to compare the enrolled bills with the printed acts of the last session, and make an errata to the printed acts of the last session, to be printed with the acts of the present general assembly: whereupon Mr. Sullivan introduced a joint resolution for that purpose; which was read the first time, and, on motion, the same was read a second time and committed to a committee of the whole house, and made the order of the day for Friday next.

A communication was received from the Governor, which was read and is as follows.—

The Honorable the Speaker  
of the House of Representatives,  
Sir,

I announce the resignation of the Honorable John Test, as president of the third judicial circuit, and that it will be necessary for the House of Representatives to take the necessary measures to supply the vacancy occasioned thereby.

JONATHAN JENNINGS.

December 23, 1818.

Mr. Moore, from the committee appointed to enquire into the expediency of amending the act regulating the mode of summoning and impannelling grand and petit jurors, have had the same under consideration, and are of the opinion that no amendment is necessary to said act; in which report the House concurred.

Mr. Graham, from the committee to whom was referred that part of the governor's message relative to Salt Springs, reported a bill on that subject; which was read the first time and ordered to be read a second time to-morrow.

Mr. Powell, from the committee to whom was referred the petition of John Barricklow and others, praying an act authorising the erection of a toll bridge across Laughrey Creek, reported a bill for that purpose; which was read the first time and ordered to be read a second time to-morrow.

Mr. Graham, from the committee on navigation, reported a bill declaring certain streams navigable in this state; which was read the first time and ordered to be read a second time to-morrow.

Mr. Moore, from the committee to whom was referred the petition of Sally Davidson, praying an act to dissolve the bands of matrimony between her and Peter Davidson, reported a bill for that purpose; which was read the first time and ordered to be read a second time to-morrow.

Mr. Gowdie presented the petition of sundry inhabitants of Springfield township in Franklin county, on the subject of leasing school sections of land; which was read and referred to a select committee of Messrs. Gowdie, McCarty, and Crisler, with leave to report thereon by bill or otherwise.

The bill to dissolve the bands of matrimony between Henry French and Elenor his wife, was taken up and read the second time, and committed to a committee of the whole House, and made the order of the day for this day: whereupon the House resolved itself into a com-

mittee of the whole on said bill, Mr. Sutherland in the chair, and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Sutherland reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made no amendment thereto; and directed him to report the same without amendment: whereupon the said bill was then read a third time and passed, and on the question of its passage, the yeas and nays being demanded by Messrs. Watts and Harrison, the votes were as follows:

## Y E A S.

Messrs. Buntin,	Messrs. Johnson, of G.
Chambers,	M·Carty,
Connor,	Moore,
Cotton,	Slaughter,
Daniel,	Sullivan.
Gowdie,	Sutherland,
Graham,	Thomasson &
Harrison,	Warner—16.

## N A Y S.

Messrs. Bartholomew,	Messrs. Johnson of W.
Beggs,	Lyon,
Crisler,	Milroy,
Ferguson,	Powell,
Hunt,	Thompson &
	Watts—11.

*Ordered*, that said bill be entitled “An Act.”

*Ordered*, that Mr. Moore inform the Senate thereof, and request their concurrence therein.

A message from the Senate by Mr. Ferris.

Mr. Speaker—I have been directed by the Senate to inform this House that they still insist on their objections to the third amendment made by the House of Representatives to a bill from the Senate entitled “An

Act for the benefit of debtors," and to request a committee of conference on the subject matter in dispute, and that the Senate have, on their part appointed Messrs. Polke & Ferris that committee, and he withdrew ; and,

On motion, Messrs. Sullivan and Cotton were appointed a committee of conference on the part of this House.

*Ordered*, that Mr. Sullivan inform the Senate thereof.

A message from the Senate by Mr. Connor.

Mr. Speaker—the Senate have passed a bill from this House entitled “An Act for the formation of a new county out of the counties of Franklin and Wayne,” and have made some amendments to the same, to which they desire the concurrence of this House ; whereupon the said amendments were taken up and read and concurred in by this House.

*Ordered* that Mr. M'Carty inform the Senate thereof.

A message from the Senate by Mr. Pennington.

Mr. Speaker—I am directed by the Senate to inform the House of Representatives that the Senate has appointed Robert A. New their assistant Secretary.

A message from the senate by Mr. Montgomery.

Mr. Speaker—I am directed to inform this House that the President of the Senate has signed the enrolled bill entitled “An Act amendatory to an act concerning Clerks ;” the enrolled bill entitled “An Act to exempt certain property from being subject to execution ;” the enrolled bill entitled “An Act authorising county commissioners to build public bridges, and for other purposes ;” the enrolled bill entitled “An Act to amend the act regulating Grist Mills and Millers ;” and an enrolled bill entitled “an act for the relief of Sheriffs, and to legalize the proceedings of county commissioners.”

A message from the Senate by Mr. Beggs.

Mr. Speaker—the Senate have passed the bill from



this House entitled "An Act to authorise the qualified voters of Perry County to elect certain officers, and for other purposes," without amendment.

The House, according to order, resolved itself into a committee of the whole, on the bill to authorise Stephen C. Stevens, to build a toll bridge across Plumb Creek in Switzerland county, Mr. Ferguson in the chair, and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Ferguson reported "that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, to which they desire the concurrence of the House; which amendments he handed in at the clerk's table; and, on motion, the house concurred in the same generally.

A message from the Senate by Mr. Pennington.

Mr. Speaker—the Senate have passed the bill from this House entitled "an act prescribing the mode of changing the *venue*," and have made some amendments to the same, in which they desire the concurrence of this House; and he withdrew.

And then the House adjourned till 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The bill to encourage religion and learning, was taken up and read the third time, and passed.

*Ordered*, that said bill be entitled "An Act."

*Ordered*, that Mr. Daniel inform the Senate thereof.

The House, according to order, resolved itself into a committee of the whole, on the bill for the appointment of commissioners to fix the permanent seat of justice for the county of Wayne, Mr. Lyon in the chair, and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Lyon reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the

same, in which they desire the concurrence of the House ; which amendments he handed in at the clerk's table ; where they were again read and concurred in by the House.

Mr. Thomasson then moved to amend the said bill by adding the following provision thereto.—“ Provided, that nothing in this act shall be so construed as to impair the validity of any constitutional contract entered into between a former general assembly of this state and the trustees of the town of Centreville.” And on the question, shall the bill be so amended, it was decided in the negative : and the yeas and nays being demanded by Messrs. Thompson and Thomasson, the votes were as follows.—

#### Y E A S :

Messrs. Beggs,	Messrs. Johnson of G.
Chambers,	Lyon,
Connor,	Milroy,
Gowdie,	Thomasson &
Graham,	Thompson—10.

#### N A Y S :

Messrs. Bartholomew,	Messrs. Hunt,
Buntin,	Johnson of W.
Cotton,	M'Carty,
Crisler,	Moore,
Daniel,	Powell,
Ferguson,	Sutherland,
Harrison,	Warner &
	Watts—15.

The bill was then amended, on motion of Mr. Graham, by adding the following provision thereto, at the end of the second section thereof : “ Provided, nevertheless, that all damages which may be sustained by persons holding property in Centreville, shall be made good by the county, if a removal of the seat of justice takes place.”

And on the question shall the bill be so amended? it was decided in the affirmative. And the yeas and nays being demanded by Messrs. Thomasson and Beggs, the votes were as follows.—

### Y E A S :

Messrs. Bartholomew,	Messrs. Johnson of G.
Beggs,	Lvon,
Chambers,	M'Carty,
Connor,	Milroy,
Gowdie,	Powell.
Graham,	Thomasson &
Harrison,	Thompson—14.

### N A Y S :

Messrs. Buntin,	Messrs. Hunt,
Cotton,	Johnson of W.
Crisler,	Moore,
Daniel,	Sutherland,
Ferguson,	Warner &
	Watts—11.

And then the House adjourned until to-morrow morning 10 o'clock.

### *FRIDAY, December 25.*

House met pursuant to adjournment.

A message from the Senate by Mr. Pennington.

Mr. Speaker—the Senate have passed a bill entitled “An Act for the relief of Jacob Lewis & Willis Law;” a bill entitled “An Act to amend the act respecting public seminaries, and for other purposes;” and a bill entitled “An Act supplemental to an act authorising the granting letters testamentary, and letters of administration for the settlement of decedent’s estates;” to which they desire the concurrence of this House.

Mr. Hunt presented the petition of Richard C. Talbott and others, praying an act to amend the act entitled "an act organizing the militia;" which was read and referred to the military committee.

Mr. Hunt also presented the memorial of John Barns and others, of Jennings county; as also the petition and memorial of sundry inhabitants of Jefferson county, on the subject of a public road from Madison to Vernon; which were severally read and referred to a select committee of Messrs. Hunt, Harrison and Cotton, with leave to report thereon by bill or otherwise.

Mr. Sullivan, from the committee for enrolled bills, reported, that the said committee had presented to the governor, for his approval and signature, the following enrolled bills, to wit:—The enrolled bill entitled "An Act amendatory to an act entitled 'an act concerning clerks;'" the enrolled bill entitled "an act for the relief of Sheriffs and to legalize the proceedings of county commissioners;" the enrolled bill entitled "An Act to amend the act entitled 'an act regulating Grist Mills and Millers, approved January 29th, 1818;'" the enrolled bill entitled "An Act to exempt certain property from being subject to execution;" and the enrolled bill entitled "An Act authorising county commissioners to build public bridges, and for other purposes."

A message from the Governor by Mr. New.

Mr. Speaker—I am directed by his excellency the Governor to announce to this House, that he did, on this day, approve and sign the following enrolled bills, entitled Acts, to wit: an enrolled bill entitled "An Act authorising county commissioners to build public bridges, and for other purposes;" and an enrolled bill entitled "An Act amendatory to an act entitled 'an act concerning clerks.'"

On motion of Mr. Cotton,

*Ordered*, that the bill to authorise Stephen C. Stevens to build a toll bridge across Plumb Creek, in the



county of Switzerland, be engrossed and read a third time to morrow.

Mr. Moore, from the committee to whom was referred the petition of Francies Vigo, praying an act to authorise the conveyance of certain real property, reported a bill for that purpose ; which was read the first time and ordered to be read a second time tomorrow.

Mr. Thomasson, presented the petition of Robert Shields, praying an act giving him further compensation for his services in distributing the acts and journals of the last general assembly ; which was read and, on motion of Mr. Thomasson, the same was referred to the committee of ways and means.

Mr. Thompson, presented the petition of Andrew Tait and William Bowman, praying an act to authorise greater fees to Pilots at the falls of Ohio and prohibiting persons from conducting boats and vessels over the falls who are not authorised so to do according to law ; which was read and referred to a select committee of Messrs. Thompson, Beggs and Bartholomew, with leave to report by bill or otherwise.

A message from the Senate by Mr. Polke.

Mr. Speaker—The Senate have passed a bill entitled, “An act for the inspection of flour, beef and Pork,” to which they desire the concurrence of this House : whereupon the same was taken up and read the first time and ordered to be read a second time tomorrow.

On motion of Mr. Thomasson,

*Resolved*, That a committee be appointed to enquire if any, and if any, what amendments are necessary to an act entitled, “An act *regulating divorces*,” with leave to report by bill or otherwise, and thereupon Messrs. Thomasson, Thompson and Gowdie were appointed that committee..

The House proceeded to consider the amendments made by the Senate to the bill from this House entitled, “An act providing the mode of changing the *venue*,

and thereupon the same were taken up and severally read and concurred in by the House.

*Ordered*, That the clerk inform the Senate thereof.

The engrossed bill from the Senate entitled, "An act supplementary to an act for granting letters testamentary and letters of administration for the settlement of decedents estates; and the engrossed bill entitled, "An act to amend the act respecting public Seminaries," were taken up and severally read the first and second times and ordered to be read the third time tomorrow.

The engrossed bill from the Senate entitled, "An act for the relief of Jacob Lewis and Willis Law," was taken up and read the first time and ordered to be read a second time tomorrow.

Mr. Sullivan, from the committee of conference, on the disagreement of the two houses on the amendment made by this House to the bill from the Senate entitled, "An act for the benefit of debtors," made the following report.

Mr. Speaker.—Your managers appointed to confer with the managers on the part of the Senate, on the amendment made in the House of Representatives to the bill from the Senate entitled, "An act for the benefit of debtors," by adding a third section, disagreed to by the Senate, have performed the duty assigned them. The managers on the part of the Senate insisted upon their disagreement and the managers on the part of the House of Representatives receded from the amendment made in the House of Representatives; in which report the House concurred.

*Ordered*, That the Senate be informed thereof.

A message from the Senate by Mr. Ferris.

Mr. Speaker.—The Senate have concurred in the report of the committee of conference upon the subject matter in dispute between the two Houses relative to the third amendment made by the House of Representatives to the bill from the Senate entitled, "An act for the benefit of debtors."

The bill from the Senate entitled, "An act more effectually to prevent duelling," was taken up and read the third time and passed; and, on the question of its passage the yeas and nays being demanded by Messrs. Beggs and Chambers the votes were as follows.

## Y E A S,

Messrs. Buntin,	Messrs. M'Carty,
Chambers,	Moore,
Connor,	Powell,
Cotton,	Slaughter,
Crisler,	Sullivan,
Harrison,	Sutherland,
Hunt,	Thomasson,
Johnson of G.	Warner and
Johnson of W.	Watts—18

## N A Y S,

Messrs. Bartholomew,	Messrs. Graham,
Beggs,	Lyon,
Ferguson,	Milroy and
Gowdie,	Thompson—8

*Ordered*, That Mr. Thomasson inform the Senate thereof.

On motion of Mr. M'Carty,

The vote taken on yesterday on the amendment proposed and made by Mr. Graham to the bill for appointing commissioners to fix the seat of Justice of Wayne county was reconsidered, and on the question shall the bill be so amended as proposed by Mr. Graham; it was decided in the negative; and the yeas and nays being demanded by Messrs. Graham and Thompson the votes were as follows,

## Y E A S,

Messrs. Beggs,	Messrs. Johnson of G.
Chambers,	Lyon,
Conuor,	Milroy,

Gowdie,  
Graham,

Powell,  
Thomasson and  
Thompson—11

N A Y S,

Messrs. Bartholomew,  
Buntin,  
Cotton,  
Crisler,  
Daniel,  
Ferguson,  
Hunt,

Messrs. Johnson of W.  
M'Carty,  
Moore,  
Slaughter,  
Sullivan,  
Sutherland,  
Warner and  
Watts—15.

Mr. Thomasson then moved to amend the said bill by adding the following provison thereto "provided if the seat of Justice is located at any other place than Centreville by the commissioners hereby appointed the trustees of the town of Centreville shall before the same is removed receive of the county commissioners of Wayne county the amount of money expended by them in erecting the public buildings in said town of Centreville pursuant to a contract entered into between said trustees and a former General Assembly of this state, and that the amount be ascertained by five disinterested individuals, three to be chosen by the county commissioners and two by the trustees of said town." And on the question shall the bill be so amended? It was decided in the negative; and the yeas and nays being demanded by Messrs. Thomasson and Thompson the votes were as follows,

Y E A S,

Messrs. Chambers,  
Connor,  
Gowdie,  
Graham,  
Harrison,

Messrs. Johnson of G.  
Lyon,  
Milroy,  
Powell,  
Thompson and  
Thomasson—11



N A Y S,

Messrs. Bartholomew,	Messrs. Johnson of W.
Buntin,	M'Carty,
Cotton,	Moore,
Crisler,	Slaughter,
Daniel,	Sullivan,
Ferguson,	Sutherland,
Hunt,	Warner and
	Watts—15

*Ordered*, That said bill be engrossed and read a third time tomorrow.

A message from the Senate by Mr. Pennington.

Mr. Speaker—The Senate have passed a bill providing for the printing and distributing the acts and Journals of the present General Assembly; to which they desire the concurrence of this House; and then he withdrew.

And the House adjourned until tomorrow morning ten o'clock.

*SATURDAY, December 26.*

House met pursuant to adjournment.

Mr. Hunt presented the petition of sundry inhabitants of Jefferson county, praying a removal of the seat of Justice of said county from the town of Madison; as also several remonstrances against said petition; which were severally read and ordered to lie on the table until the first Monday in December next.

Mr. Gowdie, from the committee to whom was referred the petition of sundry inhabitants of Franklin county, praying an act supplementary to the act to prevent waste on lands reserved for the use of schools and salt springs, reported a bill accordingly; which was read the first and second times and ordered to be engrossed for a third reading on Monday next.

The engrossed bill from the Senate providing for the printing and distributing of the acts and Journals of

the present General Assembly was taken up and read the 1st and second times and committed to a committee of the Whole House and made the order for this day.

On motion of Mr. Sullivan,

*Ordered*, That the committee of ways and means introduced a bill making appropriations for the year 1819 on Monday next.

Mr. Sullivan introduced a joint resolution concerning the public accounts of state which was adopted:

*Ordered*, That the clerk inform the Senate thereof and request their concurrence therein.

A message from the Senate by Mr. Montgomery.

Mr. Speaker—The Senate have passed the bill from this House entitled, "An act for the encouragement of Religion and learning," without amendment.

Mr. Harrison from the committee to whom was referred the petition of John Connor on the subject of a Ferry across the Ohio river at New-Albany, reported a bill giving the relief prayed for in said petition ; which was read the first and second times and ordered to be engrossed for a third reading on Monday next.

Mr. Thompson presented the petition of John Carr and others of Clarke county, praying an act authorizing the recorders to record marriages, marks and brands and attaching more duties and emoluments to the office of recorder than is now allowed by law ; which was read and committed to a committee of Messrs. Thompson, Bartholomew and Ferguson.

Mr. Sullivan, from the committee to whom was referred the petition Charles Fuller, and Henry Hurst Attorneys in fact for Abigail Dickerson administratrix of Ebenezer Dickerson deceased, praying an act legalizing the sale and proceedings had under an act of the last General Assembly and to repeal the said act, reported a bill giving the relief prayed for in said petition ; which was read the first and second times and committed to a committee of the Whole House and made the order of the day for this day.

Mr. Thomasson presented the petition of John Hurst Jr. praying an act giving him certain relief as a former collector of Harrison county; which was read and referred to a select committee of Messrs. Thomasson, Beggs and Crisler, with leave to report by bill or otherwise.

On motion of Mr. Cotton, the House reconsidered the vote heretofore taken postponing indefinitely the bill for the relief of the heirs of Asaph Chandler deceased: The question was then put shall the further consideration of said bill be indefinitely postponed? and which was decided in the negative: Whereupon,

On motion of Harrison,

The said bill was recommitted to a select committee of Messrs. Harrison, M'Carty and Cotton.

Mr. Warner, from the committee to whom was referred the petition of Frederick Shoults and William Harris, praying an act to authorise them to improve the navigation of White river, reported a bill for that purpose; which was read the first time and Mr. Graham then moved that the further consideration of said bill be indefinitely postponed, which motion was decided in the negative: and, on motion, the said bill was then read the second time and committed to a committee of the whole House on Monday next.

Mr. Thomasson, from the committee to whom was referred the petition of John Hurst Jr. former collector of Harrison county, praying certain relief, reported a bill giving the relief prayed for; which was read the first and second times and ordered to be engrossed for a third reading on Monday next.

Mr. Chambers, from the committee to whom was referred the petition of Patrick Callan and others, praying an act providing for the security and safe keeping of persons who may be arested and in custody in new counties where there is no jail yet erected, reported a bill for the purposes named in said petition; which was



read the first and second times and committed to a committee of the whole House on Monday next.

A message from the Senate by Mr. Boone.

Mr. Speaker—The Senate have appointed Messrs. Boone and Beggs a committee to act with a similar committee which has been appointed on the part of the House of Representatives to examine the books of the Auditor and Treasurer of this state.

On motion of Mr. Sullivan,

The vote heretofore taken indefinitely postponing the bill from the Senate entitled, "An act to repeal the act allowing compensation for killing of Wolves," was reconsidered, and on the question shall the further consideration of said bill be indefinitely postponed? it was decided in the negative and the yeas and nays being demanded by Messrs. Milroy and Hunt the votes were as follows,

Y E A S,

Messrs. Chambers,	Messrs. Graham,
Cotton,	Hunt,
Crisler,	Powell,
Ferguson,	Sutherland and
Gowdie,	Watts—10.

N A Y S,

Messrs. Bartholomew,	Messrs. Lyon,
Beggs,	M'Carty,
Buntin,	Milroy,
Connor,	Moore,
Daniel,	Slaughter,
Harrison,	Sullivan,
Johnson of G.	Thomasson and
Johnson of W.	Thompson—17

The said bill was then read the third time and passed.

And on the question of its passage the yeas and nays being demanded by Messrs. Beggs, and Chambers, the votes were as follows,



## Y E A S,

Messrs. Bartholomew,	Messrs. Johnson of G.
Beggs,	Lyon,
Buntin,	Milroy,
Connor,	Moore,
Daniel,	Slaughter.
Ferguson,	Sullivan,
Harrison,	Thomasson and
	Thompson—15

## N A Y S,

Messrs. Chambers,	Messrs. Graham,
Cotton,	Hunt,
Crisler,	Powell,
Gowdie,	Warner and
	Watts—9

*Ordered*, That Mr. Cotton inform the Senate thereof.

On motion of *Mr. Gowdie*,

*Resolved*, That a committee be appointed to enquire into the expediency of a law authorising the trustees of school sections, who have become an incorporated body greeably to law, to pay out any money now in their hands or arising from said sections towards keeping the same in repair, and for the benefit of schools actually kept in the township, with leave to report by bill or otherwise: and thereupon *Messrs. Gowdie, Powell and Graham* were appointed that committee.

*Mr. Moore*, from the committee to whom was referred that part of the Governor's message relative to promulgating the statute laws, by printing, reported a bill for that purpose; which was read the first and second times, and ordered to be engrossed for a third reading on monday next.

The House proceeded to consider the orders of the day, and the bill to authorise *Stephen C. Stevens* to build a toll bridge across *Plumb Creek*, in *Switzerland*

county, was taken up and read the third time and passed.

*Ordered*, that said bill be entitled "An Act."

*Ordered*, that the clerk inform the Senate thereof.

The engrossed bill authorising the trustees of the town of Hartford to sell and convey certain real property in said town, for the benefit of a public seminary in said town, was taken up and read the third time and passed.

*Ordered*, that said bill be entitled "An Act."

*Ordered*, that the clerk inform the Senate thereof, and request their concurrence therein.

The engrossed bill authorising Davis Floyd, assignee of Harvey Heth, deceased, to record an addition to the plat of the town of Corydon, was taken up and read the third time and passed.

*Ordered*, that said bill be entitled "An Act."

*Ordered*, that the clerk inform the Senate thereof, and desire their concurrence thereto.

The engrossed bill providing for summoning juries in certain cases, was taken up and read the third time and passed.

*Ordered*, that the clerk inform the Senate thereof, and request their concurrence therein.

The bill to encourage the manufacturing of salt in this state, was taken up and read the second time, and committed to a committee of the whole House, and made the order of the day for Monday next.

The bill declaring certain streams navigable, was taken up and read the second time, and committed to a committee of the whole on Monday next.

The bill to authorise the erection of a toll bridge across Laughery Creek, and the bill for the relief of John Sturgeon, were taken up and severally read a second time, and committed to a committee of the whole house on Monday next.

The bill to dissolve the marriage contract between Sally Davidson and Peter Davidson, was taken up and

read the second time, and committed to a committee of the whole House, and made the order of the day for this day : whereupon, the *House* resolved itself into a committee of the whole on said bill, Mr. Bartholomew in the chair, and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Bartholomew reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made no amendment thereto, and had directed him to report the same without amendment : whereupon, on motion, the same was ordered to be engrossed and read a third time on Monday next.

The House, according to order. resolved itself into a committee of the whole on the bill to dissolve the marriage contract between Abner Edwards and Nancy Edwards, his wife. and after some time spent therein Mr. Speaker resumed the chair, and Mr. Graham reported. that the committee of the whole had, according to order, had the said bill under consideration, and had made no amendment thereto, and directed him to report the same to the House without amendment : whereupon, on motion, the said bill was read the third time, and on the question of its passage, it was decided in the negative ; and the yeas and nays being demanded by Messrs. Thompson and Thomasson the votes were as follows :

#### Y E A S :

Messrs. Chambers,	Messrs. M'Carty,
Connor,	Moore,
Daniel,	Sutherland,
Gowdie,	Thomasson &
Harrison,	Warner—10.

#### N A Y S :

Messrs. Bartholomew,	Messrs. Johnson of G.
Beggs,	Johnson of W.
Buntin,	Lyon,
Cotton,	Milroy,

Crisler,  
Ferguson,  
Graham,  
Hunt,

Powell,  
Sullivan,  
Thompson &  
Watts—16.

On motion of Mr. Connor, leave was given the petitioner for said act to withdraw his petition.

And then the House adjourned until 1 o'clock, P. M.

*1 o'clock, P. M.*

House met pursuant to adjournment.

On motion, the further consideration of the orders of the day were postponed fifteen minutes.

Mr. Sullivan presented the petition of Jeremiah Wilson, and others, praying that a certain district may be attached to the county of Vigo, which was read and referred to a select committee of Messrs. Sullivan, Warner and Chambers, with leave to report by bill or otherwise.

Mr. Sullivan gave notice, that he would, on Monday next, move for leave to introduce a bill giving the supreme court original jurisdiction in capital cases, and for other purposes.

Mr. Sullivan presented the petition of H. Lassell and others, praying an act to incorporate the Catholic church, which was read and referred to a select committee, of Messrs. Sullivan, Buntin & Warner, with leave to report by bill or otherwise.

Mr. Sullivan presented the petition of John Benefield and others, praying an act to establish the seat of justice of Sullivan county at Carlisle; which was read and referred to a select committee of Messrs. Sullivan, Buntin, Lyon, Connor and Johnson of G. with leave to report thereon by bill or otherwise.

Mr. Hunt asked and obtained leave to withdraw certain petitions and remonstrances, which were presented



by him this morning, relative to the removal of the seat of justice of Jefferson county.

Mr. Milroy offered the following resolution.

*Resolved*, that this House, the Senate concurring therein, will adjourn without day on Wednesday the thirtieth instant; which resolution was rejected.

On motion of Mr. Daniel, the committee to whom was referred the bill to incorporate a company to make a turnpike road from Evansville, by way of Princetown, Vincennes and Merom, to Fort Harrison, on the Wabash, were discharged from a further consideration of the same; and, on motion of Mr. Harrison,

*Resolved*, that a committee be appointed, to consist of the members of Knox, Gibson and Warrick, to enquire into the expediency of a law to establish a road from Evansville, in the county of Vandenburg to Terre-Haute, in the county of Vigo, on which a turnpike road may hereafter be established, if thought expedient, by the general assembly of this State.

Mr. Hunt, from the committee to whom was referred the petitions and memorials of sundry inhabitants of the counties of Jefferson and Jennings, relative to a public road from Madison to Vernon, reported a bill for the purposes prayed for in said petitions, which was read the first time; and Mr. Milroy moved that the further consideration of said bill be indefinitely postponed; which motion was negatived; and thereupon the same was read a second time, and committed to a committee of the whole House on Monday next.

The House, according to order, resolved itself into a committee of the whole on the bill for the formation of a new county out of the counties of Clarke and Harrison, Mr. Milroy in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Milroy reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some progress therein; but not having

had time to go through the same they desire leave to sit again : whereupon leave was given.

A message from the Senate by Mr. Pennington.

Mr. Speaker—the Senate have passed the bill from this House entitled “ An Act to authorise Davis Floyd, assignee of Harvey Heth. deceased. to record an addition to the plat of the town of Corydon,” without amendment.

The engrossed bill for the appointment of commissioners to fix the seat of justice of Wayne county, was taken up and read the third time, and on the question of its passage it was carried in the affirmative ; and the yeas and nays being demanded by Messrs. Graham and Thompson, the votes were as follows :—

#### Y E A S.

Messrs. Bartholomew,	Messrs. Hunt,
Buntin,	Johnson of W.
Chambers,	M'Carty,
Cotton,	Moore,
Crisler,	Slaughter,
Daniel,	Sullivan,
Ferguson,	Sutherland,
Harrison,	Warner &
	Watts—17.

#### N A Y S.

Messrs. Gowdie,	Messrs. Lyon.
Graham,	Milroy,
Johnson of G.	Thomasson. &
	Thompson—7.

*Ordered*, that said bill be entitled “ An Act.”

*Ordered*, that Mr. Johnson, of Wayne, inform the Senate thereof, and request their concurrence therein.

A message from the Senate by Mr. Pennington.

Mr. Speaker—The Senate have passed the bill from this House entitled “ An Act providing for summoning

Juries in certain cases," and have made some amendments to the same, in which they desire the concurrence of this House : whereupon the same were taken up and read and concurred in by the House.

*Ordered* that Mr. Moore inform the Senate thereof.

The House, according to order, resolved itself into a committee of the whole, on the bill to amend the act for fixing the seats of justice in all new counties hereafter to be laid off, Mr Daniel in the chair ; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Daniel reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, in which they desire the concurrence of the House ; which amendments he handed in at the clerk's table, where they were again read, and, on motion, the same were concurred in generally. And, on motion, the said bill was then read the third time, and passed.

*Ordered*, that said bill be entitled "An Act."

*Ordered*, that Mr. Sullivan inform the Senate thereof and request their concurrence therein.

A message from the Senate by Mr. Polke.

Mr. Speaker—the Senate have passed a bill authorising Jane Dubois and others to convey a certain tract of land, to which they desire the concurrence of this House ; and he withdrew. And the said bill was taken up and read the first time ; and, on motion, the same was read a second time, and committed to a committee of the whole House on Monday next.

The House, according to order, resolved itself into a committee of the whole, on the memorial to congress on the subject of reserved townships of land, and the three per cent fund, Mr. Thomason in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Thomasson reported, that the committee of the whole had, according to order, had the same under consideration, and had made no amendment thereto ; which memorial he handed in at the clerk's table, where, on mo-

tion of Mr. Daniel, the same was adopted by the House ; and upon that question, the yeas and nays being demanded by Messrs. Powell and Daniel, the votes were as follows.—

## Y E A S :

Messrs. Bartholomew,	Messrs. Johnson of G.
Chambers,	Lyon,
Connor,	Milroy,
Crisler,	Moore,
Daniel,	Slaughter,
Gowdie,	Sullivan,
Graham,	Thompson &
Hunt,	Watts—16

## N A Y S.

Messrs. Buntin,	Messrs. Harrison,
Cotton,	Powell,
Ferguson,	Thomasson &
	Warner—7.

On motion, the further orders of this day were postponed until Monday.

On motion of Mr. Sullivan,

*Resolved*, that a committee be appointed to introduce a bill preventing real estate from being sold under execution, unless it will bring two thirds of its valuation by five disinterested persons.

On motion of Mr. Sullivan,

*Resolved*, that a committee be appointed to wait upon the Rev. Mr. Watts, and request him to preach in the state house this evening, at early candle light, and let this house know before they adjourn.

And thereupon Messrs. Sullivan and Thompson were appointed that committee.

Mr. Harrison, from the committee to whom was referred the bill for the relief of the heirs of Asaph Chand



ler, deceased, reported a substitute, which was read the first and second times and committed to a committee of the whole House on Monday next.

Mr. Sullivan, from the committee appointed to wait upon the Rev. Mr. Watts and request him to preach this evening, reported, that the said committee had performed the duty assigned them, and had received for answer, from Mr. Watts, that he would preach this evening, at the state house, at early candle light.

And, on motion, the House adjourned until Monday morning ten o'clock.

### *MONDAY, December 28.*

House met pursuant to adjournment.

Mr. Beggs, from the military committee to whom was referred the petition of William C. Keen and others, praying an act incorporating independent companies of militia, reported, that the said committee had had the same under consideration, and were of the opinion, that the prayer of the petitioners is unreasonable, and ought not to be granted : whereupon, on motion, the House concurred in said report.

Mr. Sullivan, from the committee to whom was referred the petition of H. Lassell and others, praying an act to incorporate the Roman Catholic church, reported a bill for that purpose, which was read the first time, and Mr. Beggs moved, that the further consideration of said bill be indefinitely postponed ; which motion was negatived : and the said bill was then read a second time and ordered to be engrossed for a third reading tomorrow.

Mr. Milroy gave notice that he would, on tomorrow, or some subsequent day, move for leave to bring in a bill appointing commissioners to lay out a road from New-Albany, by way of Salem, Bono and Palestine, to Bloomington in Monroe county.

Mr. Thomasson, from the committee appointed to enquire what amendments are necessary to the act regu-

lating divorces, reported a bill to amend the said act; which was read the first time, and, on motion of Mr. Harrison, the further consideration of said bill was indefinitely postponed.

Mr. Thompson, from the committee to whom was referred the petition of James Scribner and others, praying an act incorporating a presbyterian church at New Albany, reported a bill for that purpose; which was read the first time, and Mr. M'Carthy moved to postpone the further consideration of said bill indefinitely; which motion was negatived, and on that question the yeas and nays being demanded by Messrs. Sullivan and Thompson the votes were as follows,

# Y E A S.

Messrs. Connor,	Messrs. Johnson of G.
Cotton,	Lyon.
Daniel,	M'Carthy,
Ferguson,	Powell, and
Hunt,	Watts—10.

# N A Y S,

Messrs. Bartholomew,	Messrs. Milroy,
Beggs,	Moore,
Buntin,	Slaughter,
Chambers,	Sullivan,
Crisler,	Thomasson,
Gowdie,	Thompson and
Harrison,	Warner—14

The said bill was then read the second time and committed to a committee of the whole House and made the order of the day for tomorrow.

A message from the Senate by Mr Beggs.

Mr. Speaker—The Senate have passed a bill entitled, "An act giving the supreme court original jurisdiction in capital cases and certain cases in chancery," to which they desire the concurrence of this House, and

he withdrew; and the said bill was taken up and read the first and second times and committed to a committee of the whole House and made the order of the day for tomorrow.

Mr. Thompson, from the committee appointed to bring in a bill to prevent persons of color from emigrating to this state, reported a bill for that purpose, which was read the first time, when a motion was made to postpone the further consideration of said bill indefinitely, and the yeas and nays being demanded by two members it was decided in the negative, and the votes were as follows,

## Y E A S,

Messrs. Cotton,  
Crisler,  
Ferguson,

Messrs. Gowdie,  
Hunt,  
Powell and  
Watts—7

## N A Y S,

Messrs. Bartholomew,  
Beggs,  
Buntin,  
Chambers,  
Connor,  
Daniel,  
Graham,  
Harrison  
Johnson of G.  
Johnson of W.

Messrs. Lyon,  
M'Carty,  
Milroy,  
Moore,  
Slaughter,  
Sullivan,  
Sutherland,  
Thomasson,  
Thompson and  
Warner—20.

Whereupon the said bill was read the second time, and committed to a committee of the whole House and made the order of the day for tomorrow.

Mr. Sullivan from the committee to whom was referred the petition of Ephraim Owen and others, praying an act to establish the boundary of a new county hereafter to be formed out of the counties of Davies

and Sullivan, reported, a bill for that purpose ; which was read the first and second times and ordered to be engrossed for a third reading tomorrow.

Mr. Sullivan, from the committee to whom was referred the petition of Jeremiah Wilson and other inhabitants of Sullivan county, praying an act to attach a part of said county to the county of Vigo, reported a bill for that purpose ; which was read the first and second times and committed to a committee of the whole House and made the order of the day for tomorrow.

Mr. Thompson, from the committee appointed for that purpose, reported a bill making stock holders individually liable for the notes of their respective banks ; which was read the first time and on motion the same was read a second time and committed to a committee of the whole House on tomorrow.

The House proceeded to consider the orders of the day, and the engrossed bill providing for the promulgation of the statute laws of this state was taken up and read the third time and passed.

*Ordered*, That said bill be entitled, "An act :

*Ordered*, That Mr. Harrison inform the Senate thereof and request their concurrence therein.

The bill for the relief of John Connor relative to a ferry across the Ohio river at New Albany, was taken up and read the third time and passed ; and on the question of its passage Mr. Moore asked to be excused from voting on the passage of said bill, whereupon he was excused by the House.

*Ordered*, That said bill be entitled, "An act."

*Ordered*, That Mr. Lyon inform the Senate thereof and request their concurrence therein.

The bill supplemental to the act entitled, "An act to prevent waste on lands reserved for the use of schools and salt springs," was taken up and read the third time, and, on motion, the same was recommitted to the select committee who reported it, with leave to report thereon by bill or otherwise.



The House, according to order, resolved itself into a committee of the whole on the bill from the Senate entitled, "An act to vacate a part of the town of Lawrenceburgh," and after some time spent therein Mr. Speaker resumed the chair and Mr. Thomasson reported, that the committee of the whole had, according to order, had the said bill under consideration and had made no amendment thereto, and directed him to report the same without amendment; whereupon the said bill was then read the third time and passed.

*Ordered,* That Mr. Powell inform the Senate thereof.

The House again according to order, resolved itself into a committee of the whole on the bill for the formation of a new county out of the counties of Clarke and Harrison; Mr. Connor in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Connor reported, that the committee of the whole had, according to order, had the said bill under consideration and had made some amendments to the same, to which they desire the concurrence of the House; which amendments he handed in at the clerk's table, where they were again read and concurred in by the House.

*Ordered,* That said bill be engrossed and read a third time tomorrow.

Mr. Sullivan, from the committee for enrolled bills reported, that the said committee had examined the following enrolled bill entitled, "Acts," to-wit: the enrolled bills entitled, "An act for the formation of a new county out of the counties of Franklin and Wayne;" the enrolled bill entitled, "An act to authorize the qualified voters of Perry county to elect certain officers and for other purposes;" the enrolled bill entitled, "An act the more effectually to prevent duelling;" the enrolled bill entitled, "An act for the benefit of debtors;" and the enrolled bill entitled, "An act to repeal the act entitled, "An act to encourage the killing of wolves,"

and had found the same truly enrolled : whereupon the Speaker signed the same.

*Ordered,* That the clerk inform the Senate thereof.

The engrossed bill for the relief of John Hurst Jr. late sheriff of Harrison county was taken up and read the third time and passed, and on the question of its passage the yeas and nays being demanded by Messrs. Powell and Beggs the votes were as follows,

# Y E A S,

Messrs. Bartholomew,	Messrs. Johnson of W.
Beggs,	Lyon,
Chambers,	M'Carty,
Connor,	Milroy,
Crisler,	Moore,
Daniel,	Slaughter,
Gowdie,	Sullivan,
Graham,	Thomasson,
Harrison,	Thompson and
Hunt,	Warner—20

# N A Y S,

Messrs. Cotton,	Messrs. Sutherland and
Powell,	Watts—1

*Ordered,* That said bill be entitled, "An act."

*Ordered,* That Mr. Thomasson inform the Senate thereof and request their concurrence therein.

The House, according to order, resolved itself into a committee of the whole on the joint resolution respecting the public square in Spencer county, Mr Watts in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Watts reported, that the committee of the whole had, according to order, had the said bill under consideration and had made

progress therein, but not having had time to go through the same they desire leave set again : whereupon leave was given.

A message from the Senate by Mr. Beggs.

Mr. Speaker—The Senate have passed the bill from this House entitled, “An act to authorize the trustees of the town of Hartford to sell and convey certain real property for the benefit of a public Seminary in said town,” without amendment.

The House, according to order, resolved itself into a committee of the whole on the bill to amend the act to prevent manstealing, Mr. Hunt in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Hunt reported, that the committee of the whole had, according to order, had the said bill under consideration and had made some amendments to the same, in which they desire the concurrence of the House; which amendments he handed in at the clerk’s table, where they were again read and concurred in by the House.

Mr. Thomasson then moved to amend said bill by striking out the latter part of the first section from the word “Act” to the end thereof and inserting in lieu thereof the following words, “shall suffer imprisonment in close jail for any length of time not exceeding three years in the discretion of the jury who try the same,” and on the question shall the bill be so amended? It was decided in the negative, and the yeas and nays being demanded by Messrs. Daniel and Thomasson the votes were as follows,

Y E A S,

Messrs. Buntin,  
Daniel,  
Harrison,

Messrs. Johnson of G.  
Thomasson and  
Warner—6

## N A Y S,

Messrs. Bartholomew,	Messrs. Graham,
Beggs,	Hunt,
Connor,	Johnson of W.
Cotton,	McCarty,
Crisler,	Milroy,
Ferguson,	Powell,
Gowdie,	Thompson and
	Watts—15

*Ordered*, That said bill be engrossed and read a third time tomorrow.

And the House adjourned till 2 o'clock P. M.

*2 o'clock P. M.*

The House met pursuant to adjournment.

The House, according to order, resolved itself into a committee of the whole on the bill to prohibit a branch of the United States bank from being established within this state, Mr. Beggs in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Beggs reported, that the committee of the whole had, according to order, had the said bill under consideration and made some amendments to the same, to which they desire the concurrence of the House; whereupon, on motion, the House concurred in said amendments generally: and the said bill is ordered to be engrossed and read a third time tomorrow.

The House, according to order, again resolved itself into a committee of the whole on the bill to amend the act for assessing and collecting revenue. Mr. Gowdie in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Gowdie reported, that the committee of the whole had, according to order, had the said bill under consideration and had made some amendments to the same, in which they desire the con-



currence of the House: whereupon on motion, the House concurred in the same generally.

*Ordered*, That said bill be engrossed and read a third time tomorrow.

The House, according to order, resolved itself into a committee of the whole, on the bill from the Senate, entitled "An Act supplemental to the act for opening and repairing public roads and highways," Mr. Daniel in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Daniel reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, to which they desire the concurrence of the House; and, on motion, the House concurred in the same generally.

On motion of Mr. Milroy, the said bill was then amended by adding the following words to the end of the sixth section thereof: "The supervisors of roads may excuse any person from working on roads who may be unable to perform a reasonable days work, any thing in the act to which this is an amendment notwithstanding."

Mr. Harrison then moved further to amend the said bill by striking out the word "fifty," in the third line of the first section, and inserting the word "forty" in lieu thereof; and on the question, shall the bill be so amended, it was decided in the negative.

Mr. Graham then moved to recommit the said bill to a committee of the whole House, which motion was negatived.

A message from the Senate by Mr. New, assistant secretary.

Mr. Speaker—I am directed by the Senate to inform this House, that the president of the Senate has signed the enrolled bill entitled "An Act for the formation of a new county out of the counties of Franklin and Wayne;" the enrolled bill entitled "An Act to authorise the qualified voters of Perry county to elect certain

officers, and for other purposes ;” the enrolled bill entitled “An Act more effectually to prevent duelling ;” the enrolled bill entitled “An Act for the benefit of debtors ;” and the enrolled bill entitled “An Act to repeal the act to encourage the killing of wolves.”

The bill from the Senate entitled “An Act supplemental to an act for opening and repairing public roads and highways,” was taken up and read the third time, as amended ; and on the question, shall this bill pass, it was carried in the affirmative.

*Ordered*, that Mr. Powell inform the Senate thereof, and request their concurrence to the amendments made to the same by this House.

The House, according to order, resolved itself into a committee of the whole, on the joint resolution memorializing Congress on the subject of persons of color, and fugitives from labor, Mr. Harrison in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Harrison reported, that the committee of the whole had, according to order, had the said resolution and memorial under consideration, and had made an amendment to the same, in which they desire the concurrence of this House : whereupon, on motion, the House concurred in said amendment ; and, on motion, the House adopted the said resolution and memorial ; and on that question the yeas and nays being demanded by Messrs. Daniel and Hunt, the votes were as follows.

#### YEAS :

Messrs. Bartholomew,	Messrs. Hunt,
Beggs,	Johnson of G.
Chambers,	Johnson of W.
Cotton,	Lyon,
Crisler,	Milroy,
Ferguson,	Powell,
Gowdie,	Thomasson,
Graham,	Thompson,
Harrison,	Warner &
	Watts—19.

## N A Y S :

Messrs. Buntin,  
Daniel,

Messrs. Moore,  
Sullivan &  
Slaughter—5.

*Ordered*, that Mr. Milroy inform the Senate thereof, and request their concurrence therein.

Mr. Thomasson, from the committee for enrolled bills, reported, that the said committee had, on this day, presented to the governor, for his approval and signature, the following enrolled bills : the enrolled bill entitled “ An Act for the formation of a new county out of the counties of Franklin and Wayne ;” the enrolled bill entitled “ An Act to authorise the qualified voters of Perry county to elect certain officers, and for other purposes ;” the enrolled bill entitled “ An Act more effectually to prevent duelling ;” and the enrolled bill entitled “ An Act for the benefit of debtors.”

The House, according to order, again resolved itself into a committee of the whole, on the bill from the Senate entitled “ An Act supplemental to the act regulating the jurisdiction and duties of justices of the peace,” Mr. Sullivan in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Sullivan reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, in which they desire the concurrence of the House ; which amendments he handed in at the clerk’s table, where they were again severally read and concurred in by the House ; and on the question of concurrence in the last amendment made to said bill, by which an appeal is to be given from a justice, when required, in all cases, however small the amount of any judgment may be, it was decided in the affirmative ; and the yeas and nays being demanded by Messrs. Milroy and Thomasson, the votes were as follows :—

**Y E A S :**

<b>Messrs. Buntin,</b>	<b>Messrs. Graham,</b>
<b>Chambers,</b>	<b>Harrison,</b>
<b>Connor,</b>	<b>Johnson of G.</b>
<b>Cotton,</b>	<b>Johnson of W.</b>
<b>Crisler,</b>	<b>Moore,</b>
<b>Daniel,</b>	<b>Slaughter,</b>
<b>Gowdie,</b>	<b>Sullivan &amp;</b>
	<b>Thomasson—15.</b>

**N A Y S :**

<b>Messrs. Bartholomew,</b>	<b>Messrs. Milroy,</b>
<b>Beggs,</b>	<b>Powell,</b>
<b>Ferguson,</b>	<b>Thompson,</b>
<b>Hunt,</b>	<b>Warner &amp;</b>
<b>Lyon,</b>	<b>Watts—10.</b>

Mr. Sullivan then moved that the further consideration of said bill be indefinitely postponed ; and on that question it was decided in the negative ; and the yeas and nays being demanded by Messrs. Harrison and Sullivan, the votes were as follows.—

**Y E A S :**

<b>Messrs. Bartholomew,</b>	<b>Messrs. Johnson of W.</b>
<b>Beggs,</b>	<b>Lyon,</b>
<b>Graham,</b>	<b>Milroy,</b>
<b>Hunt,</b>	<b>Sullivan &amp;</b>
	<b>Warner—9.</b>

**N A Y S :**

<b>Messrs. Buntin,</b>	<b>Messrs. Harrison,</b>
<b>Chambers,</b>	<b>Johnson of G.</b>
<b>Connor,</b>	<b>Moore,</b>
<b>Cotton,</b>	<b>Powell,</b>
<b>Crisler,</b>	<b>Slaughter,</b>
<b>Daniel,</b>	<b>Thomasson,</b>
<b>Ferguson,</b>	<b>Thompson &amp;</b>
<b>Gowdie,</b>	<b>Watts—16.</b>



Mr. Hunt then moved to amend said bill by striking out the first section thereof; and on that question it was decided in the negative: and the yeas and nays being demanded by Messrs. Hunt and Harrison, the votes were as follows:

Y E A S :

Messrs. Bartholomew,	Messrs. Milroy,
Beggs,	Powell,
Connor,	Slaughter,
Graham,	Sullivan
Hunt,	Thompson &
Lyon,	Warner—12.

N A Y S :

Messrs. Buntin,	Messrs. Gowdie,
Chambers,	Harrison,
Cotton,	Johnson of G.
Crisler,	Moore,
Daniel,	Thomasson,
Ferguson,	Watts &
	Dunn (Sp.)—13.

A message from the Governor by Mr. New.

Mr. Speaker—I am directed by his excellency the Governor to inform this House, that he did, on this day, approve and sign the following enrolled bills, to wit: An enrolled bill entitled “An Act to authorise the qualified voters of Perry county to elect certain officers, and for other purposes;” and an enrolled bill entitled “An Act for the formation of a new county out of the counties of Franklin and Wayne.”

A message from the Senate by Mr. Ferris.

M. Speaker—the Senate have concurred in all the amendments made by the House of Representatives to the bill to amend the act for opening and repairing public roads and highways.

And then the House adjourned until seven o'clock this evening.

7 o'clock, P. M.

House met pursuant to adjournment.

And, on motion, the House adjourned till to-morrow morning nine o'clock.

*TUESDAY, December 29.*

House met pursuant to adjournment.

Mr. Beggs, from the military committee, reported a bill to amend the act organizing and regulating the militia; which was read the first and second time, and ordered to be engrossed for a third reading to-morrow.

Mr. Sullivan presented the petition and remonstrance of William Crethers and others, praying that no removal of the seat of justice of Sullivan county may take place; which was read and committed to the select committee to whom was referred the petition of sundry inhabitants of Sullivan county, praying that the seat of justice of said county may be established at Carlisle.

Mr. Harrison presented the proposition of W. R. Hynes, relative to the seat of justice of Spencer county; which was read and ordered to lie on the table.

Mr. Connor presented sundry certificates and documents relative to the seat of justice of said county; which were read and committed to the committee of the whole House, to whom was referred the bill relative to the public square in said county.

Mr. Sullivan, from the committee of ways and means, reported a bill making general appropriations for the year 1849: which was read the first and second time, and committed to a committee of the whole, and made the order of the day for to-morrow.

Mr. Sullivan, from the committee to whom was referred that part of the Governor's message relative to repealed statutes, reported a bill on that subject; which was read the first and second time and committed to a committee of the whole House, and made the order of the day for to-morrow.

The House, according to order, resolved itself into a committee of the whole, on the bill providing for the printing and distributing of the acts and journals of the present general assembly, Mr. Moore in the chair; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Moore reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made no amendment to the same, and had directed him to report the same to the House without amendment: whereupon, on motion, the said bill was then read the third time, and passed; and on the question of its passage, the yeas and nays being demanded by Messrs. Thomasson and Harrison, the votes were as follows: Mr. Thomasson voted in the negative, and all the rest in the affirmative.

*Ordered*, that Mr. Hunt inform the Senate thereof.

A message from the Senate by Mr. Beard.

Mr. Speaker—the Senate has passed the bill from this House entitled “An Act to authorise the erection of a toll bridge across Plumb Creek, in Switzerland county, and have made some amendments to the same, in which they desire the concurrence of the House of Representatives: whereupon the same were taken up and read and concurred in by this House.

*Ordered*, that Mr. Cotton inform the Senate thereof.

A message from the Senate by Mr. Pennington.

Mr. Speaker—the Senate have passed the bill from this House entitled “An Act for the relief of John Hurst, jr. late sheriff of Harrison county, without amendment.

A message from the Senate by Mr. Ferris.

Mr. Speaker—the Senate have passed a bill entitled “An Act to vacate a part of the town of Georgetown, and authorise a bridge to be built across the mouth of Arnold’s creek;” to which they desire the concurrence of this House: whereupon the said bill was read the first time; and, on motion, the same was read a second

time and committed to a committee of the whole House, and made the order of the day for to-morrow.

A message from the Senate by Mr. Connor.

Mr. Speaker—The Senate have passed a bill supplemental to the act dividing the State into four circuits, and fixing the times for holding courts therein; to which they desire the concurrence of this House: whereupon the same was read the first time, and, on motion of Mr. Daniel, the same was read a second time and committed to a committee of the whole House, and made the order of the day for to-morrow.

A message from the Senate by Mr. Begg.

Mr. Speaker—the Senate has passed a bill to provide for the speedy printing of the local and special acts of this general assembly; to which they desire the concurrence of this House: whereupon the said bill was taken up and read the first and second time, and committed to a committee of the whole House, and made the order of the day for to-morrow.

The House, according to order, resolved itself into a committee of the whole, on the bill for the disposal of certain suits in chancery, Mr. Powell in the chair, and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Powell reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, to which they desire the concurrence of the House: whereupon, on motion, the House concurred in the same; and the said bill was then read the third time and passed.

*Ordered*, that Mr. Thomasson inform the Senate thereof.

On motion of Mr. Graham, the orders of this day were postponed for five minutes.

And, on motion of Mr. Graham.

*Resolved*, that the Speaker of this House be authorised to employ one additional assistant clerk.

Mr. Thomasson presented the petition of D. B. Foans and others, praying an act giving certain rights and pri-



vileges to mechanics ; which was read, and, on motion of Mr. McCarty the further consideration of said petition was indefinitely postponed.

The House, according to order, resolved itself into a committee of the whole on the bill for the relief of Abigail Dickerson administratrix of Ebenezer Dickerson deceased Mr. Parrison, in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Harrison reported, that the committee of the whole had, according to order, had the said bill under consideration and had made no amendment to the same, and directed him to report the same without amendment.

*Ordered,* That said bill be engrossed and read a third time tomorrow.

The House according to order, resolved itself into a committee of the whole on the bill to amend the act respecting public Seminaries and for other purposes, Mr. Graham in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Graham reported, that the committee of the whole had, according to order, had the said bill under consideration and had made no amendment thereto, and directed him to report the same without amendment : whereupon the same was then read the third time and passed.

*Ordered,* That Mr. Watts inform the Senate thereof.

The House, according to order resolved, itself into a committee of of the whole on the bill for the relief of Jacob Lewis and Willis Law, Mr. Cotton in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Cotton reported, that the committee of the whole had, according to order, had the said bill under consideration and had made no amendments thereto, and directed him to report the same without amendment : whereupon the said bill was then read the third time and passed.

*Ordered*, That Mr. Warner inform the Senate thereof.

The House, according to order, resolved itself into a committee of the whole on the bill to amend the act authorizing the granting of letters testamentary and letters of administration for the settlement of intestates estates, Mr. Watts in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Watts reported, that the committee of the whole had, according to order, had the said bill under consideration and had made some amendments to the same, to which they desire the concurrence of the House: whereupon,

On motion, the House concurred in the same generally, and the said bill was then read the third time and passed.

*Ordered*, That Mr. Thomasson inform the Senate thereof.

And then the House adjourned until 2 o'clock P. M.

*2 o'clock P. M.*

House met pursuant to adjournment.

The Speaker appointed Benjamin Hurst Esq. assistant clerk, who came in and took the oath of office and took his seat at the clerk's table.

Mr. Sullivan, from the committee of ways and means made the following report,

The committee of ways and means have had the various subjects referred to them under consideration and now beg leave to report in part, that from the best information they can get, and from the best data of calculation they are of opinion that the expenditures of the year 1819, beginning on the 22d December 1818 and ending on the 22d December 1819, will amount to, in

and about the sum of \$13,750 which will more fully appear from the following detail;

The present General Assembly including clerk's, secretary's and other contingency's	\$ 4000 00
The Executive department of state	2200 00
The Judiciary department of state	4900 00
For the interest on the public debt	1500 00
Wolf scalps	500 00
Contingent fund	300 00
Military department	150 00
For specific appropriations	260 00
	<hr/>
Total amount	13,750 00

The committee beg leave further to report, that the probable amount of the receipts at the treasury department for the period begining on the 22d of December 1818, and ending on the 22d December 1819, will be in and about the sum of \$32,314 85 3 4 (if all should be paid in) which will more fully appear from the following detail, to-wit:

To amount of cash on hand in the treasury on 22d December 1818	\$ 4397 51
To amount supposed to be due and unpaid from the counties of Wayne and Gibson no duplicates having been returned for the year 1818	1600 00
To amount due and unpaid from sundry sheriffs for the year 1817 and 1818	40117 34 3.4
To amount due upon judgment against several citizens of Harrison county	1000 00
To the probable amount due from	

the land tax for the year 1819,  
and which will be payable before  
22d December 1819

15000 00

Total amount

32,314 85 3 4

From which view of your committee and statement it appears that, if the receipts above calculated should be actually realized within the above named period, there would be a balance in the treasury of state on 22d of December 1819—\$18,564 85 3-4 after defraying all the above enumerated expenditures—your committee are well aware that it is probable that not more than one half of the foregoing calculated receipts can be realized within the time last mentioned, and should only one half be collected with what is now in the treasury, after defraying the above annual expence for the year 1819, there will be in the treasury about \$4600—your committee beg leave further to report that,

There is in the treasury, notes on the Kentucky Insurance Company amounting to \$71 and \$20 on the German bank of Wooster which is, in the opinion of your committee, of no value. There is on special deposit in the Branch bank of Corydon as your committee are informed by the treasurer \$3394 the balance of the sum of \$4397 51 is in the hands of the treasurer.

Your committee therefore are of the opinion there is no necessity for a loan, and for a correct view of the receipts and expenditures your committee will refer the House to the accounts of the auditor and treasurer herewith reported.

On motion the said report together with the documents referred to therein was committed to a committee of the whole House and made the order of the day for tomorrow.

The bill from the Senate entitled, "An act for the inspection of flour, beef and pork, was taken up and read the second time and committed to a committee of the



whole House and made the order of the day for tomorrow.

The bill from the Senate to authorize Thomas Heamstead to sell and convey ten acres of land to Francis Vigo, was taken up and read the second time and ordered to be engrossed for a third reading tomorrow.

The House, according to order, resolved itself into a committee of the whole on the bill to authorise the executors and executrix of 'Tousaint Dubois deceased to sell and convey certain lands,' Mr. Hunt in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Hunt reported, that the committee of whole had, according to order, had the said bill under consideration and had made no amendment thereto, and directed him to report the same without amendment; and the said bill was then read the third time and passed.

*Ordered,* That Mr. Buntin inform the Senate thereof.

The House, according to order, resolved itself into a committee of the whole on the bill to improve the navigation of the East branch of White river, Mr. Thompson in the chair and after some time spent therein Mr. Speaker resumed the chair and Mr. Thompson reported, that the committee of the whole had, according to order, had the said bill under consideration and had made an amendment thereto, by striking the said bill out from the enacting clause; in which amendment they desire the concurrence of the House and on the question of concurring in said amendment it was decided in the affirmative, and the yeas and nays being demanded by Messrs. Sullivan and Milroy the votes were as follows,

# Y E A S,

Messrs. Bartholomew,  
Beggs,  
Chambers,  
Connor,

Messrs. Johnson of G.  
Johnson of W.  
Lyon.  
M'Carty,

Daniel,  
Ferguson,  
Gowdie,  
Graham,

Milroy.  
Slaughter,  
Thompson and  
Watts—16.

N A Y S,

Messrs. Buntion,  
Cotton,  
Crisler,  
Harrison,  
Lunt,

Messrs. Powell,  
More,  
Sullivan,  
Thomasson and  
Warner—10

On motion of Mr. Graham, the further consideration of said bill was indefinitely postponed.

The House, according to order, resolved itself into a committee of the whole on the bill to authorize John Barricklow and Gideon Commins to build a toll bridge across Laughery creek, Mr. Slaughter in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Slaughter reported, that the committee of the whole had, according to order, had the said bill under consideration and had made some amendments to the same, in which they desire the concurrence of the House; on motion, the House concurred in the same generally, and the said bill was ordered to be engrossed for a third reading tomorrow.

A message from the Senate by Mr. Pennington.

Mr. Speaker—The Senate have concurred in the amendments made by this House to the bill from the Senate entitled, "An act supplemental to the act authorizing the granting letters testamentary and letters of administration for the settlement of intestates estates;" and have refused to concur in the amendments made by this House to the bill giving the supreme court original jurisdiction in capital cases and for other purposes.

Whereupon the House proceeded to consider the said amendments, and, a motion was made that this

House recede from the said amendments, which motion was negatived : whereupon,

On motion,

*Ordered*, That that this House adhere to the said amendments, and that the Senate be informed thereof, and requested to appoint a free committee of conference, to act with a similar committee appointed on the part of this House, on the disagreement of the two Houses on the subject matter in dispute relative thereto.

The House, according to order, resolved itself into a committee of the whole on the bill authorising a transfer of prisoners who may be in custody in new counties, where there is no jail erected, to the adjacent counties, for security and safe keeping, Mr. Milroy in the chair, and after some time spent therein, Mr. Speaker resumed the chair and Mr. Milroy reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, to which they desire the concurrence of the House, which amendments he handed in at the clerk's table, where they were again read and concurred in by the House.

*Ordered*, that the said bill be engrossed and a third time to morrow.

The bill from the Senate entitled "An Act supplemental to the act regulating the jurisdiction and duties of justices of the peace, was taken up and read the third time and passed ; and on the question of its passage, the yeas and nays being demanded by Messrs. Hunt and Harrison, the votes were as follows.—

#### Y E A S :

Messrs. Buntin,  
Chambers,  
Connor,  
Cotton,  
Crisler,  
Daniel,

Messrs. Harrison,  
Johnson of G.  
Milroy,  
Moore,  
Slaughter.  
Sutherland,

Ferguson,  
Gowdie,

Thomasson &  
Watts—16.

**N A Y S :**

Messrs. Bartholomew,	Messrs. Lyon,
Beggs,	Powell,
Graham,	Sullivan,
Hunt,	Thompson & Warner—9.

*Ordered*, That Mr. Hunt inform the Senate thereof.  
A message from the Senate by Mr. Pennington.

*Mr. Speaker*—I am directed by the Senate to inform this House that they have appointed Messrs. Pennington and Ferris a committee of free conference on their part, to act with a similar committee on the part of the House of Representatives, on the subject matter in dispute between the two houses on the amendments made by the House of Representatives to the bill from the Senate entitled “An Act giving the Supreme Court original jurisdiction in capital cases, and for other purposes.”

The bill to establish the boundary of a new county out of the counties of Sullivan and Davies, was taken up and read the third time and passed.

*Ordered*, That the said bill be entitled “An Act.”

*Ordered*, that Mr. Warner inform the Senate thereof and request their concurrence therein.

The bill to revive the act to incorporate the Roman Catholic church, was taken up and read the third time and passed.

*Ordered*, that said bill be entitled “An Act.”

*Ordered*, that Mr. Buntin inform the Senate thereof.

The bill to dissolve the marriage contract between Sally Davidson & Peter Davidson, was taken up and read the third time and passed.

*Ordered*, that said bill be entitled “An Act.”

*Ordered*, that Mr. Connor inform the Senate thereof.

The bill to amend the act entitled “An Act for asses-



sing and collecting revenue," was taken up and read the third time and passed.

*Ordered*, that said bill be entitled "An Act."

*Ordered*, that Mr. Sullivan inform the Senate thereof and request their concurrence thereto.

The bill to prohibit a branch of the United States Bank from being established within this State was taken up and read the third time and passed.

*Ordered*, that Mr. Graham inform the Senate thereof and request their concurrence therein.

The House, according to order, resolved itself into a committee of the whole, on the bill for the relief of John Sturgeon, Mr. Beggs in the chair, and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Beggs reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, in which they desire the concurrence of the House: whereupon, on motion, the House concurred in the same generally; and the said bill was then read the third time and passed.

*Ordered*, that said bill be entitled "An Act."

*Ordered*, that Mr. Thomasson inform the Senate thereof and request their concurrence therein.

The House, according to order, resolved itself into a committee of the whole, on the bill declaring certain streams navigable, Mr. Milroy in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Milroy reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, in which they desire the concurrence of the House; and, on motion, the House concurred in said amendments generally.

*Ordered*, that said bill be engrossed and read a third time tomorrow.

On motion of Mr. Thomasson, the further orders of this day were postponed until tomorrow.

Mr. Thomasson asked and obtained leave to withdraw the petition of D. B. Fauns.

A message from the Senate by Mr. Beggs.

Mr. Speaker—I am directed by the Senate to inform this House that the Senate have concurred in the two first amendments made by the House of Representatives to the bill from the Senate entitled “An Act supplemental to an act regulating the jurisdiction and duties of justices of the peace ;” and have rejected the third amendment made to said bill: whereupon the House proceeded to consider said amendment so rejected; and, on motion,

*Ordered*, that this House recede from said amendment.

*Ordered*, that the Senate be informed thereof.

Mr. Gowdie, from the committee to whom was referred the bill to amend the act entitled “An Act to prevent waste on lands reserved for the use of schools and salt springs,” reported the said bill with amendments; which was read the first and second time, as amended, and the same was ordered to be committed to a committee of the whole House, and made the order of the day for tomorrow.

And then the House adjourned until tomorrow morning nine o'clock.

### *WEDNESDAY, December 30.*

House met pursuant to adjournment.

Mr. Thompson, from the committee to whom was referred the petition of John Carr and others, praying that more duties and emoluments may be attached to the office of recorder, reported a bill for that purpose; which was read the first time, and, on motion of Mr. Hunt, the further consideration of said bill was indefinitely postponed.

On motion of Mr. Cotton,

*Resolved*, by the House of Representatives, the Sen-

ate concurring therein, that the two houses meet in the representative chamber, at 2 o'clock, P. M. on Friday the 1st day of January, 1849, to elect one presiding judge for the third judicial circuit, to fill the vacancy occasioned by the resignation of John Test, esq.

The Speaker laid before the House the resignation of the honorable Richard Daniel, a member of this House; which was read and ordered to lie on the table.

On motion of Mr. Milroy,

Mr. Lyon was added to the committee for enrolled bills, in the place of Mr. Daniel resigned.

Mr. Sullivan, from the committee to whom was referred the petition of Robert Shields, praying further compensation for distributing the acts and journals of the last general assembly, reported that the said committee had had the said petition under consideration, and are of the opinion that the prayer of the petitioner is unreasonable, and ought not to be granted; in which report the House concurred.

Mr. Chambers presented the petition of William Heggatt, late sheriff of Washington county, praying certain relief; which was read and referred to a select committee of Messrs. Chambers, Lyon, and Graham, with leave to report thereon by bill or otherwise.

The House, according to order, resolved itself into a committee of the whole on the bill to provide for laying out a road from Madison to the town of Vernon, Mr. Sullivan in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Sullivan reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some progress therein; but not having had time to go through the same they desire leave to sit again: Whereupon leave was given.

A message from the Senate by Mr. Pennington.

Mr. Speaker—The Senate have passed the bill from this House entitled, "An act for the relief of John

Sturgeon, and have made some amendments to the same, in which they desire the concurrence of this House.

A message from the Senate by Mr. Monigomery,

Mr. Speaker—The Senate have passed a bill entitled, "An act supplemental to the act for establishing and regulating ferries, to which they desire the concurrence of this House.

The House, according to order, resolved itself into a committee of the whole on the report of the committee of ways and means and the documents referred thereto, Mr. Beggs in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Beggs reported, that the committee of the whole had, according to order had the said bill under consideration and had made no amendments thereto, and had directed him to report the same without amendment; whereupon the said report and documents were ordered to lie on the table.

The engrossed bill for the formation of a new county out of the counties of Clarke and Harrison was taken up and read a third time and passed.

*Ordered*, That said bill be entitled, "An act."

*Ordered*, That Mr. Bartholomew inform the Senate thereof and request their concurrence therein.

A message from the Senate by Mr. Boone.

Mr. Speaker—The Senate have passed the bill from this House entitled, "An an act to amend the act for assessing and collecting revenue," and have made some amendments to the same, in which they desire the concurrence of this House;

Whereupon the said amendments were taken up and read, and concurred in by the House.

*Ordered*, That Mr. Harrison inform the Senate thereof.

The House proceeded to consider the amendments made by the Senate to the bill from this House entitled, "An act for the relief of John Sturgeon," and the same



were taken up and read and concurred in by this House.

*Ordered*, That Mr. Thomasson inform the Senate thereof.

The bill from the Senate entitled, "An act to amend the act to establish and regulate ferries," was taken up and read the first and second times and committed to a committee of the whole House and made the order of the day for this day.

The engrossed bill to authorize John Barricklow and Gideon Commins to erect a toll bridge across Laughery creek, was taken up and read the third time and passed.

*Ordered*, That said bill be entitled, "An act."

*Ordered*, That Mr. Powell inform the Senate thereof.

The engrossed bill to amend the act, regulating the Militia, was taken up and read the third time, and on motion of Mr. Milroy, the said bill was recommitted to the military committee.

The engrossed bill declaring certain streams public highways was taken up and read the third time and passed.

*Ordered*, That said bill be entitled, "An act."

*Ordered*. That Mr. Graham inform the Senate thereof and request their concurrence therein.

The engrossed bill to amend the act to prevent man-stealing, was taken up and read the third time and, on motion, the same was recommitted to a committee of the whole House and made the order of the day for this day.

The House, according to order, resolved itself into a committee of the whole on the bill to authorize the sale of a certain tract of land belonging to the heirs of Asaph Chandler deceased, Mr. M'Carty in the chair, and after some time spent therein Mr. Speaker resumed the chair & Mr. M'Carty reported, that the committee of the whole had, according to order, had the said bill under

consideration & had made no amendment thereto, & directed him to report the same without amendment: whereupon the said bill was then read a third time & passed.

*Ordered*, That said bill be entitled, "An act."

*Ordered*, That Mr. Harrison inform the Senate thereof and request their concurrence therein.

And the House adjourned for one hour.

House met pursuant to adjournment.

The House, according to order, resolved itself into a committee of the whole on the bill to encourage the manufacturing of salt within this state, Mr. Hunt in the chair and after some time spent therein Mr. Speaker resumed the chair and Mr. Hunt reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, in which they desire the concurrence of the House: whereupon.

On motion, the House concurred in the same generally. And the said bill was then read the third time and passed; and on the question of its passage the yeas and nays being demanded by Messrs. Sullivan and Powell the votes were as follows;

Y E A S,

Messrs. Beggs,  
Bartholomew,  
Buntin,  
Chambers,  
Connor,  
Ferguson,  
Gowdie,  
Graham,

Messrs. Lyon,  
Miroy,  
Moore,  
Sutherland,  
Thomasson,  
Thompson,  
Warner and  
Watts—16

N A Y S,

Messrs. Cotton,  
Crisler,  
Harrison,  
Hunt,

Messrs. Johnson of W.  
M'Carty,  
Powell,  
Slaughter and  
Sullivan—9

*Ordered*, That said bill be entitled, "An act."

*Ordered*, That Mr. Graham inform the Senate and request their concurrence therein.

A message from the Senate by Mr. Beggs.

Mr. Speaker—The Senate has passed a joint resolution from this House instructing our Senators and requesting our Representative in Congress to use their exertions to prevent the passage of any law of Congress, which would deprive any person of a legal trial, according to the laws of this state, before they are removed therefrom as fugitives from service, and have made some amendments to the same, in which they desire the concurrence of this House: whereupon the said amendments were taken up and read, & concurred in by this House.

*Ordered*, That Mr. Milroy inform the Senate thereof.

A message from the Senate by Mr. Pennington.

Mr. Speaker—The Senate have passed a bill supplemental to the act regulating divorces approved January 26th 1818, to which they desire the concurrence of this House: whereupon the said bill was taken up and read the first time, and on motion of Mr. Thompson, the further consideration of said bill was postponed indefinitely.

Mr. Watts, from the committee for enrolled bills reported, that the said committee had examined the enrolled bill entitled, "An act supplementary to an act authorizing the granting of letters testamentary and letters of administration for the settlement of intestates estates and for other purposes;" the enrolled bill entitled, "An act for the relief of Jacob Lewis and Willis Law;" and the enrolled bill entitled, "An act to authorize the printing and distributing the acts and journals of the present General Assembly," and had found the same truly enrolled: whereupon the Speaker signed the same.

*Ordered*, That the clerk inform the Senate thereof.

The bill for the relief of Abigail Dickerson admin'x. of Ebenezer Dickerson dec'd. was taken up and read the third time and passed.

*Ordered*, That said bill be entitled, "An act.,

*Ordered*, That Mr Sullivan inform the Senate thereof and request their concurrence therein.

The bill to authorize Thomas Heamstead to sell and convey ten acres of land to Francis Vigo, was taken up and read the third time and passed.

*Ordered*, That Mr. Buntin inform the Senate thereof.

The House, according to order, resolved itself into a committee of the whole on the bill to incorporate a Presbyterian church at New Albany, Mr. Connor in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Connor reported, that the committee of the whole had, according to order, had the said bill under consideration and had made some amendments to the same, to which they desire the concurrence of the House : whereupon,

On motion, the House concurred in the said amendments generally.

*Ordered*, That said bill be engrossed and read a third time tomorrow.

The House, according to order, resolved itself into a committee of the whole, on the bill from the Senate entitled "An Act to amend the act regulating Ferries," Mr. Chambers in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Chambers reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, to which they desire the concurrence of the House.

On motion of Mr. Sullivan the further consideration of said bill was indefinitely postponed.

On motion of Mr. Sullivan, the committee of the whole, to whom was referred the bill respecting repealed statutes, were discharged from a further consideration



of the same; whereupon the said bill was taken up and read the third time; and on the question of its passage it was decided in the negative; and the yeas and nays being demanded by Messrs. Powell and Lyon, Messrs. Sullivan and Connor voted in the affirmative, and all the rest in the negative.

On motion of Mr. Sullivan, the committee of the whole, to whom was referred the bill making stockholders individually liable for the notes issued by their respective banks, were discharged from a further consideration of said bill, and, on motion of Mr. Sullivan, the further consideration of said bill was indefinitely postponed; and on that question the yeas and nays being called for by Messrs. Thompson and Gowdie, Mr. Thompson voted in the affirmative, and all the rest in the negative.

The engrossed bill authorising the removal of prisoners from Lawrence county to adjacent counties for security and safe keeping, was taken up and read the third time and passed.

*Ordered*, that said bill be entitled "An Act."

*Ordered*, that Mr. Ferguson inform the Senate thereof and request their concurrence therein.

The House, according to order, resolved itself into a committee of the whole, on the bill to prevent waste on lands reserved for the use of schools and salt springs, Mr. Moore in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Moore reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, in which they desire the concurrence of the House: whereupon, on motion, the House concurred in the same generally.

Mr. Sullivan then moved that the further consideration of said bill be postponed indefinitely, which motion was negatived.

*Ordered*, that said bill be engrossed for a third reading tomorrow.

A message from the Senate by *Mr. Montgomery.*

*Mr. Speaker*—the president of the Senate has signed the enrolled bill entitled “An Act supplementary to an act authorising the granting of letters testamentary and letters of administration for the settlement of intestate estates, and for other purposes;” the enrolled bill entitled “An Act for the relief of Jacob Lewis and Willis Law;” and the enrolled bill entitled “An Act to authorise the printing and distributing the acts and journals of the present general assembly.”

A message from the Senate by *Mr. Polke.*

*Mr. Speaker*—the Senate has passed a bill from this House to authorise the sale of a certain tract of land belonging to the estate of Asaph Chandler, deceased, without amendment.

A message from the Senate by *Mr. Beggs.*

*Mr. Speaker*—the Senate have passed the bill from this House entitled “An Act for the relief of Abigail Dickerson, administratrix of Ebenezer Dickerson, deceased, without amendment.

The House, according to order, resolved itself into a committee of the whole, on the joint resolution on the subject of the public square in Spencer county, *Mr. Slaughter* in the chair, and after some time spent therein *Mr. Speaker* resumed the chair, and *Mr. Slaughter* reported: that the committee of the whole had, according to order, had the said bill under consideration, and had amended the same, by striking it out from the enacting clause, in which amendment they desire the concurrence of the House.

On motion of *Mr. Harrison*, the further consideration of said resolution was indefinitely postponed; and on that question the yeas and nays being demanded by Messrs Connor & Harrison the votes were as follows.

#### Y E A S :

Messrs. Bartholomew,	Messrs. Hunt,
Buntin,	Johnson, of W.
Cotton,	Lyon,

Crisler,  
Ferguson,  
Gowdie,  
Graham,  
Harrison,

Moore,  
Slaughter,  
Thomasson,  
Warner, &  
Watts—16.

**N A Y S :**

Messrs. Beggs.  
Chambers,

Messrs. Connor,  
Sutherland.  
Thompson—5.

And the House adjourned till tomorrow morning,  
9 o'clock.

**THURSDAY, December 31.**

House met pursuant to adjournment.

Mr. Beggs, from the military committee to whom was referred the bill to amend the act regulating the militia, reported the same with an amendment, which was read the first and second times, and ordered to be engrossed for a third reading to day.

Mr. Sullivan, from the committee to whom was referred the petition of John Benefield and others, citizens of Sullivan county, praying for a removal of the seat of justice of said county, and the remonstrance of William Crethers and others, reported, that the committee could not agree, and had directed him to return the petition and remonstrance to the House again : whereupon, on motion of Mr. Sullivan, the further consideration of said petition and remonstrance was postponed until the first Monday in December next.

Mr. Watts, from the committee for enrolled bills reported, that the said committee had presented to the Governor for his approval and signature the following enrolled bills ; “ the enrolled bill entitled “ An Act to authorising the printing and distributing the acts and

journals of the present general assembly ;” the enrolled bill entitled “ An Act supplementary to an act authorising the granting of letters testamentary and letters of administration for the settlement of intestate estates, and for other purposes ;” and the enrolled bill entitled “ An Act for the relief of Jacob Lewis and Willis Law.”

A message from the Senate by Mr. Pennington.

Mr. Speaker—the Senate have passed a memorial on the subject of the appointment of a surveyor general in this State, in which they desire the concurrence of this House : whereupon the said memorial was taken up and read, and adopted by this House.

*Ordered*, that Mr. Powell inform the Senate thereof.

Mr. Chambers, from the committee to whom was referred the petition of William Hoggatt, praying certain relief, reported unfavorably, in which report the House concurred.

Mr. Moore introduced a joint resolution respecting certain bank notes in the treasury of this State, which was read the first and second time, and ordered to be engrossed for a third reading to day.

The House, according to order, resolved itself into a committee of the whole, on the joint resolution respecting the public printers of last year, Mr. Thompson in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Thompson reported, that the committee of the whole had, according to order, had the said resolution under consideration, and had made no amendment thereto, and directed him to report the same without amendment ; and, on motion, the said bill was then read the third time and passed.

*Ordered*, that Mr. Sullivan inform the Senate thereof, and request their concurrence therein.

The House, according to order, resolved itself into a committee of the whole, on the bill to attach a part of the county of Sullivan to the county of Vigo, Mr. Graham in the chair, and after some time spent therein, Mr.



Speaker resumed the chair and Mr. Graham reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made no amendment thereto, and had directed him to report the same without amendment: whereupon, on motion, the said bill was then read the third time and passed.

*Ordered*, that said bill be entitled "An Act."

*Ordered*, that Mr. Buntin inform the Senate thereof and request their concurrence therein.

The House, according to order, resolved itself into a committee of the whole, on the bill to amend the act dividing the state into four circuits, and fixing the times of holding courts therein, Mr. Cotton in the chair, and after some time spent therein, Mr. Speaker resumed the chair and Mr. Cotton reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some progress therein, but not having had time to go through the same they desire leave to sit again: whereupon leave was given.

A message from the Senate by Mr. Pennington.

Mr. Speaker—the Senate have passed the bill from this House entitled "An Act declaring certain streams in this state public highways," and have made some amendments to the same, to which they desire the concurrence of this House: whereupon the said amendments were taken up and severally read and concurred in by this House, except the one made by striking out the words immediately after the words "big blue river" to "its forks," and inserting in lieu thereof the words "to Win's Mill;" and the amendment made in the third line of the fourth section of said bill, by striking out the word "three," and inserting in lieu thereof the word "two;" in which amendments this House refused to concur.

*Ordered*, that Mr. Graham inform the Senate thereof.

A message from the Senate by Mr. Polke.

Mr. Speaker—the Senate have passed a bill from this House entitled "An Act to revive the act incorporating

the Roman Catholic church," without amendment; and have also passed a bill from this House, to authorise Thomas Heamstead, guardian, &c. to sell and convey ten acres of land to Francis Vigo, without amendment.

A message from the Senate by Mr. Beggs.

Mr. Speaker—the Senate has passed the following order.—

*Ordered*, that the Senate do meet the House of representatives at 12 o'clock tomorrow, in the representative chamber, for the purpose of electing one presiding judge for the third judicial circuit, and that the House of Representatives be informed thereof; and have appointed Mr. Beggs teller on their part.

A message from the Senate by Mr. Pennington.

Mr. Speaker—the Senate have passed a bill from this House entitled "An Act to dissolve the marriage contract between Sally Davidson and Peter Davidson, and have made some amendments to the same, in which they desire the concurrence of this House: whereupon the said amendments were taken up and read and concurred in by this House.

*Ordered*, that Mr. Crisler inform the Senate thereof.

Mr. Sullivan, from the committee for enrolled bills, reported, that the said committee had examined the enrolled bill entitled "An Act for assessing and collecting revenue;" the enrolled bill entitled "An Act prescribing the mode of changing the venue;" the enrolled bill entitled "An Act providing for the summoning Juries in certain cases;" the enrolled bill entitled "An Act authorising Davis Floyd, assignee of Harvey Heath, deceased, to record the balance of the town plat of Corydon;" the enrolled bill entitled "An Act for the encouragement of religion and learning;" the enrolled bill entitled "An Act authorising the trustees of the town of Hartford to convey certain lots for the benefit of a public seminary in said town;" the enrolled bill entitled "An Act respecting public seminaries, and for other purposes;" the enrolled bill entitled "An Act regulating

the jurisdiction and duties of justices of the peace. approved January 28th, 1818 ;” the enrolled bill entitled “ An Act authorising Jane Dubois, administratrix, and William Jones and Toussaint Dubois, administrators of Toussaint Dubois, deceased, to sell and convey certain lands ;” the enrolled bill entitled “ An Act for the relief of John Hurst, jr late sheriff of Harrison county :” the enrolled bill entitled “ An Act to vacate a part of the town of Lawrenceburgh ;” and the enrolled bill entitled “ An Act supplementary to an act for opening and repairing public roads and highways ;” and had found the same duly enrolled : whereupon the Speaker signed the same.

*Ordered*, that the clerk inform the Senate thereof.

A message from the Senate by Mr. Beard.

Mr. Speaker—the Senate have passed a bill from this House entitled “ An Act to authorise the erection of a toll bridge across Laughery Creek,” with an amendment, in which they desire the concurrence of this House : whereupon the said amendment was read and concurred in by this House.

*Ordered*, that the Senate be informed thereof.

The House, according to order, resolved itself into a committee of the whole, on the bill to establish a State Medical Society, Mr. Gowdie in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Gowdie reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, to which they desire the concurrence of the House : whereupon, on motion, the House concurred in the same generally ; and the said bill was then read the third time and passed ; and on the question of its passage, the yeas and nays being called for, Messrs Ferguson and Harrison voted in the negative, and all the rest in the affirmative.

*Ordered*, that said bill be entitled “ An Act.”



*Ordered*, that Mr. Slaughter inform the Senate thereof and request their concurrence therein.

A message from the Senate by Mr. Polke.

Mr. Speaker—the Senate has passed a bill from this House entitled “An Act to attach a part of the county of Sullivan to the county of Vigo;” and have made an amendment to the same, in which they desire the concurrence of this House: whereupon, on motion, the said amendment was read and concurred in by this House.

*Ordered*, that the Senate be informed thereof.

Mr. Thomasson, from the committee for enrolled bills, reported, that the said committee had examined the enrolled bill for the relief of Abigail Dickerson, administratrix of Ebenezer Dickerson, deceased, and the enrolled joint resolution respecting persons claimed as fugitives from service; and the act for the relief of John Sturgeon; and had found the same duly enrolled: Whereupon the Speaker signed the same.

*Ordered*, that the clerk inform the Senate thereof.

A message from the Senate by Mr. Polke.

Mr. Speaker—the Senate have passed the joint resolution from this House on the subject of the public printing of last year, and have made an amendment thereto, in which they desire the concurrence of this House: Whereupon the said amendment was read and concurred in by this House.

*Ordered*, that Mr. Harrison inform the Senate thereof.

The House, according to order, again resolved itself into a committee of the whole, on the bill dividing the state into four circuits, and fixing the times of holding courts therein, Mr. Milroy in the chair, and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Milroy reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same. in which they desire the concurrence of the House; which



amendments he handed in at the clerk's table, and, on motion, the House concurred in the same generally.

And then the House adjourned for one hour.

House met pursuant to adjournment.

The bill amendatory to the act entitled, "An act to prevent waste on lands reserved for the use of schools and salt springs" was taken up and read the third time and passed; and on the question of its passage the yeas and nays being called for by Messrs. Sullivan and Thompson the votes were as follows,

### Y E A S ;

Messrs. Beggs,	Messrs. M'Carty,
Bartholomew,	Moore,
Crisler,	Powell,
Ferguson,	Sutherland,
Gowdie,	Thomasson,
Graham,	Thompson and
Johnson of W.	Watts—14

### N A Y S ;

Messrs. Bantin,	Messrs. Harrison,
Connor,	Sullivan and
	Warner—5

*Ordered,* That said bill be entitled, "An act."

*Ordered,* That Mr. Graham inform the Senate thereof and request their concurrence therein.

Mr. Sullivan, from the committee for enrolled bills reported, that the said committee had examined the enrolled bill entitled, "An act to authorise Stephen C. Stevens to erect a toll bridge across Plumb creek, and had found the same truly enrolled: whereupon the Speaker signed the same.

*Ordered,* That Mr. Sullivan inform the Senate thereof.

The engrossed bill entitled, "An act to amend the act regulating the militia," was read a third time as amended and passed.

*Ordered*, That said bill be entitled, "An act."

*Ordered*, That Mr. Begg inform the Senate thereof and request their concurrence therein.

The engrossed bill to incorporate a Presbyterian church at New Albany was taken up and read the third time and passed; and on the question of its passage the yeas and nays being demanded by Messrs. Powell and M'Carty the votes were as follows,

Y E A S;

Messrs. Bartholomew,	Messrs. Milroy,
Buntin,	Moore,
Chambers,	Sullivan,
Conner,	Thomasson,
Graham,	Thompson and
Gowdie,	Warner—12

N A Y S;

Messrs. Cotton,	Messrs. Johnson of W.
Crisler,	Lyon,
Ferguson,	M'Carty,
Harrison,	Powell,
Hunt,	Sutherland and
	Watts—11

*Ordered*, That said bill entitled, "An act."

*Ordered*, That Mr. Thomasson inform the Senate thereof and request their concurrence therein.

A message from the Senate by Mr. New.

Mr. Speaker—The Senate have passed the bill from this House entitled, "An act to establish a state Medical society," without amendment.

The engrossed joint resolution respecting certain bank notes in the Treasury of this state was taken up and read the third time and passed.

*Ordered*, That Mr. Moore inform the Senate thereof and request their concurrence therein.

The House according to order, resolved itself into a committee of the whole on the bill making appropriations for the year eighteen hundred, and nineteen, Mr. Hunt in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Hunt reported, that the committee of the whole had, according to order, had the said bill under consideration and had made some amendments thereto, to which they desire the concurrence of the House; and on motion the House concurred in the same generally; and the said bill was then read the third time and passed.

*Ordered*, That said bill be entitled, "An act."

*Ordered*, That Mr. Chambers inform the Senate thereof and request their concurrence therein.

The House, according to order, resolved itself into a committee of the whole on the bill from the Senate providing for the speedy printing of the local and special acts of the General Assembly, Mr. Lyon in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Lyon reported, that the committee of the whole had, according to order, had the said bill under consideration and had gone through the same and had made no amendment thereto, and directed him to report the same without amendment: whereupon the said bill was then read the third time and passed.

*Ordered*, That Mr. Watts inform the Senate thereof.

The House, according to order, resolved itself into a committee of the whole on the bill from the Senate to vacate a part of Georgetown and to authorise a toll bridge across the mouth of Arnolds creek, Mr. Connor in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Connor reported, that the committee of the whole had, according to order, had the said bill under consideration and had made

an amendment thereto, by striking out the second section thereof, in which amendment they desire the concurrence of the House; and on the question of concurrence it was decided in the affirmative and the yeas and nays being demanded by Messrs. Powell and Sullivan the votes were as follows,

### Y E A S;

Messrs. Beggs,	Messrs. Ferguson,
Bartholomew,	Graham,
Buntin,	Harrison,
Chambers,	Hunt,
Connor,	Lyon,
Cotton,	M'Carty,
Crisler,	Sullivan and
	Thompson—15

### N A Y S;

Messrs. Gowdie,	Messrs. Slaughter,
Johnson of W.	Sutherland,
Moore,	Thomasson,
Powell,	Warner and
	Watts—9

The said bill was then read the third time and passed.

*Ordered*, That *Mr. Powell* inform the Senate thereof.

A message from the Senate by *Mr. Beggs*.

*Mr. Speaker*—the Senate have passed the bill from this House for the formation of a new county out of the counties of Clarke and Harrison and have made some amendments to the same, in which they desire the concurrence of this House.

A message from the Senate by *Mr. Montgomery*.

*Mr. Seaker*—the president of the Senate has signed the following enrolled bills entitled as follows, An act for the relief of John Surgeon; An act for the relief of



Abigail Dickerson admin'x. of Ebenezer Dickerson dec'd. A joint resolution on the subject of persons claimed as fugitives from labor; An act providing for the summoning Juries in certain cases; An act prescribing the mode of changing the *venue*; An act authorizing the trustees of the town of Hartford to convey certain lots for the benefit of a public Seminary in said town; An act to amend the act respecting public Seminaries and for other purposes; An act to vacate a part of the town of Laurenceburgh; An act to amend the act entitled, "An act regulating the jurisdiction and duties of Justices of the peace approved January 28th 1818;" An act supplementary to an act for the opening and repairing public roads and highways; An act authorizing Jane Dubois, William Jones and Tousaint Dubois ex'rs. of Tousaint Dubois dec'd. to sell and convey certain lands; An act for the encouragement of Religion and Learning; An act for the relief of John Hurst Jr. late sheriff of Harrison county; An act to amend the act entitled, "An act for assessing and collecting revenue; An act to authorize Davies Floyd assignee of Harvey Heth to record the balance of the town plat of Corydon; and an act to authorize Stephen C. Stevens to build a toll bridge across Plumb creek.

Whereupon Mr. Thomasson from the committee for enrolled bills reported that the said committee had, on this day presented to the Governor, for his approval and signature, the above named enrolled bills.

The House, according to order, resolved itself into a committee of the whole on the bill to amend the act reducing into one all acts and part of acts regulating the practice in actions at law and suits in chancery, Mr. Harrison in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Harrison reported, that the committee of the whole had, according to order, had the said bill under consideration and had made some progress therein, but not having time to

go through the same they desire leave to sit again: whereupon leave was given.

A message from the Senate by Mr. New.

Mr. Speaker—the Senate have concurred in the amendments made by this House to the bill from the Senate to vacate the town of Georgetown.

The House proceeded to consider the amendments made by the Senate to the bill for the formation of a new county out of the counties of Clarke and Harrison, and the said amendments were taken up and severally read and concurred in, except the amendments made to the third section of said bill, in which this House refused to concur.

*Ordered*, That Mr. Thomasson inform the Senate thereof.

The House resolved itself into a committee of the whole on the bill providing for the admission of persons of color into this state, Mr. Powell in the chair, and after some time spent therein Mr. Speaker resumed chair, and Mr. Powell reported that the committee of the whole had, according to order, had the said bill under consideration and had made some progress therein, but not having had time to go through the same they desire leave to sit again: whereupon leave was given.

A message from the Senate by Mr. Beggs.

Mr. Speaker—The Senate have receded from their amendments to the bill from this House declaring certain streams public highways.

A message from the Senate by Mr. Pennington.

Mr. Speaker—The Senate adhere to their amendments made to the third section of the bill for the formation of a new county out of the counties of Clarke and Harrison: whereupon,

On motion,

*Ordered*, That that this House will recede from their objections to said amendments.

*Ordered*, That Mr. Bartholomew inform the Senate thereof.

And then the House adjourned until half after six o'clock this evening.

The House met pursuant to adjournment.

The House, according to order, resolved itself into a committee of the whole on the bill from the Senate for the inspection of flour, beef and pork, Mr. Warner in the chair and after some time spent therein Mr. Speaker resumed the chair and Mr. Warner reported that committee of the whole had, according to order, had the said bill under consideration and had made an amendment to the same, by striking it out from the enacting clause; in which they desire the concurrence of the House; and on the question of concurrence to said amendment it was decided in the negative.

Whereupon on motion of Mr. Moore, the said bill was committed to a committee of the whole House and made the order of the day for tomorrow.

The House according to order resolved itself into a committee of the whole on the bill dividing the state into four circuits and fixing the times of holding courts therein, Mr. Cotton in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Cotton reported, that the committee of the whole had, according to order, had the said bill under consideration and had made some progress therein, but not having had time to go through the same, they desire leave to sit a gain: whereupon leave was given.

On motion of Mr. Sullivan,

The committee of the whole to whom was referred the bill appointing commissioners to lay out a public road from Madison to the town of Vernon, was discharged from any further consideration of the same and on that question the yeas and nays being demanded by Messrs. Hunt and M'Carty the votes were as follows,



**Y E A S;**

Messrs. Buntin,  
Chambers,  
Connor,  
Cotton,  
Crisler,  
Ferguson,

Messrs. Graham,  
Johnson of W.,  
Lyon,  
Milroy,  
Slaughter,  
Sullivan and  
Thompson—13

**N A Y S;**

Messrs. Bartholomew,  
Beggs,  
Gowdie,  
Hunt,  
M'Carty,  
Moore,

Messrs. Powell,  
Sutherland,  
Thomasson,  
Warner,  
Watts and  
Dunn—Sp'k. 12

On motion of Mr. Sullivan,

The further consideration of said bill was postponed until the first Monday in December next.

The House, according to order, resolved itself into a committee of the whole on the bill to amend the act entitled, "An act reducing into one all acts & parts of acts now in force in this state regulating proceedings in actions at law and suits in chancery approved January 28th 1818, Mr. M'Carty in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. M'Carty reported, that the committee of the whole had, according to order, had the said bill under consideration and had made some amendments to the same, in which they desire the concurrence of the House: whereupon,

On motion of Mr. Sullivan,

The further consideration of said bill was indefinitely postponed:

The joint resolution for the benefit of Debtors was taken up, and

On motion,



The further consideration of the same was indefinitely postponed.

Mr. Sullivan, from the committee of ways and means, reported a bill making specific appropriations; which was read the first and second times, and committed to a committee of the whole House, and made the order of the day for tomorrow.

And then the House adjourned until to-morrow morning nine o'clock.

### *FRIDAY, January 1, 1819.*

House met pursuant to adjournment.

Mr. Warner, from the committee to whom was referred that part of the Governor's message relative to imprisonment, reported a bill for the relief of insolvent debtors; which was read the first and second times, and committed to a committee of the whole House, and made the order of the day for this day.

A message from the Senate by Mr. Beggs.

Mr. Speaker—the Senate have passed the bill from this House entitled “An Act to amend the act regulating the Militia;” also a bill making appropriations for the year eighteen hundred and nineteen; to which said bills the Senate has made some amendments, and request the concurrence of this House therein: Whereupon the said amendments were taken up and read and concurred in by this House.

*Ordered*, that the Senate be informed thereof.

A message from the Governor by Mr. New.

Mr. Speaker—I am directed by the Governor to inform this House, that he did, on this day, approve and sign the following acts, to wit: “An Act authorising Stephen C. Stephens, his agent, or heirs or assigns, to build a bridge over Plumb Creek;” A joint resolution on the subject of persons claimed as fugitives from labor. An Act for the relief of John Hurst, jr. late sheriff of Harrison county. An Act to authorise Davis

Floyd, assignee of Harvey Heth deceased, to record the balance of the town plat of Corydon. An act for the relief of Abigail Dickerson, administratrix of Ebenezer Dickerson deceased. An Act authorising the trustees of the town of Hartford to convey certain lots for the benefit of a public seminary in said town. An Act providing for the summoning of juries in certain cases. An Act prescribing the mode of changing the venue. An Act to amend the Act for assessing and collecting revenue. And An Act for the encouragement of religion and learning.

Mr. Sullivan introduced a bill to authorise the erection of a toll bridge across Arnolds Creek, which was read the first time, and, on motion, the rules were dispensed with, and the same was read the second and third times, and passed; and

On the question of its passage, the yeas and nays being demanded by Messrs. Thompson and Powell, the votes were as follows.—

## Y E A S :

Messrs. Cotton,  
Crisler,  
Ferguson,  
Hunt,  
Johnson of W.  
Moore,

Messrs. Powell,  
Slaughter,  
Sullivan,  
Thomasson,  
Warner &  
Watts—12.

## N A Y S :

Messrs. Beggs,  
Bartholomew,  
Chambers,  
Connor,  
Gowdie,

Messrs. Graham,  
Harrison,  
Lyon,  
M'Carty &  
Thompson—10.

*Ordered*, that said bill be entitled "An Act."

*Ordered*, that Mr. Sullivan inform the Senate thereof.

*Mr. Sullivan*, from the committee of free conference, on the bill from the Senate, which was amended in this House, giving the Supreme court original jurisdiction in capital cases, reported the agreement of said committee, in which report the House concurred.

*Ordered*, that the Senate be informed thereof.

*Mr. Milroy* introduced the following resolution :

*Resolved*, by the Senate and House of Representatives, that the Secretary of State be, and he is hereby directed, to forward to each of our Senators, and to our Representative in Congress, certified copies of the joint resolution passed by the General Assembly at the present session, instructing them on the subject of fugitives from service.

Which was read and adopted.

*Ordered*, that the Senate be informed thereof.

The House, according to order, resolved itself into a committee of the whole, on the bill to amend the act to divide the State into four circuits, and fixing the times of holding courts therein, *Mr. Connor* in the chair, and after some time spent therein *Mr. Speaker* resumed the chair, and *Mr. Connor* reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, in which they desire the concurrence of the House : whereupon the House concurred in the said amendments generally ; and, on motion, the said bill was then read the third time and passed.

*Ordered*, that *Mr. Sullivan* inform the Senate thereof.

*Mr. Sullivan*, from the committee for enrolled bills reported, that the said committee had examined the enrolled bill entitled "An Act authorising *Thomas Heamstead*, Guardian of *William H. Vanderburgh*, to convey ten acres of land as guardian to *Francis Vigo* ;" the enrolled bill entitled "An Act providing for the speedy printing of the local and special acts of the General Assembly ;" the enrolled bill entitled "An Act

to vacate a part of the town of Georgetown ;” the enrolled bill entitled “ An Act to authorise John Barricklow and Gideon Cummins to erect a toll bridge across Laughery Creek ;” and had found the same duly enrolled : Whereupon the Speaker signed the same.

*Ordered*, that the Senate be informed thereof.

A message from the Senate by *Mr. Ferris*.

*Mr. Speaker*, the Senate have concurred in the report of the committee of free conference, on the subject matter in dispute between the two Houses, on the amendments made by the House of Representatives to the bill from the Senate entitled “ An Act giving the supreme court original jurisdiction in capital cases.

A message from the Senate by *Mr. Pennington*.

*Mr. Speaker*—the Senate have passed the bill from this House amendatory to the act to prevent waste on lands reserved for the use of schools and salt springs, and have made some amendments to the same, in which they desire the concurrence of this House : whereupon the same were taken up and read and concurred in.

*Ordered*, that *Mr. Gowdie* inform the Senate thereof.

A message from the Senate by *Mr. Beard*.

*Mr. Speaker*—the Senate have passed the bill from this House to authorise the erection of a toll bridge across the mouth of Arnold’s Creek, with an amendment, in which they desire the concurrence of this House ; and the same was then read and concurred in by this House.

*Ordered*, that the Senate be informed thereof.

A message from the Senate by *Mr. Pennington*.

*Mr. Speaker*—the Senate have concurred in all the amendments made by this House to the bill from the Senate, to amend the act dividing the State into four circuits, and fixing the times of holding courts therein.

The House, according to order, resolved itself into a committee of the whole, on the bill for the relief of insolvent Debtors, *Mr. Moore* in the chair, and after some time spent therein *Mr. Speaker* resumed the chair, and



Mr. Moore reported, that the committee of the whole had, according to order, had the said bill under consideration, and had gone through the same, and had made no amendment thereto, and directed him to report the same without amendment. Whereupon, on motion, the further consideration of said bill was indefinitely postponed.

A message from the Senate by Mr. Polke.

Mr. Speaker—the Senate has passed a joint resolution to authorise a transfer of prisoners from the county of Lawrence to the jail of Orange county, in which they desire the concurrence of this House: whereupon the same was read the first time, and, on motion, the rules were dispensed with, and the same was read the second and third times, and passed.

*Ordered*, that Mr. Graham inform the Senate thereof.

A message from the Senate by Mr. Beard.

Mr. Speaker—the Senate has passed a joint resolution from this House, authorising the Secretary of State to forward certified copies of a resolution and memorial to our members in congress, on the subject of fugitives from labor, without amendment.

The House, according to order, resolved itself into a committee of the whole, on the bill from the Senate for the inspection of flour, beef and pork, Mr. Powell in the chair, and after some time spent therein Mr. Speaker resumed the chair, and Mr. Powell reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments thereto, in which they desire the concurrence of this House: whereupon, on motion, the House concurred in the same generally; and the said bill was then read the third time and passed.

*Ordered*, that Mr. Thomasson inform the Senate thereof.

A message from the Senate by Mr. Boone.

Mr. Speaker—the Senate have passed a joint resolution from this House respecting the treasurer of State,

without an amendment, to which they desire the concurrence of this House : whereupon the said amendment was read and concurred in by this House.

*Ordered*, that Mr. Moore inform the Senate thereof.

Mr. Sullivan, from the committee for enrolled bills, reported, that the said committee had examined the enrolled bill entitled " An Act for erecting a bridge across the mouth of Arnold's Creek ;" and the enrolled bill entitled " An Act to amend the act regulating the militia ;" and had found the same duly enrolled : whereupon the Speaker signed the same.

*Ordered*, that Mr. Sullivan inform the Senate thereof.

A message from the Senate by Mr. Pennington.

Mr. Speaker—the Senate have concurred in all the amendments made by this House to the bill from the Senate for the inspection of flour, beef and pork.

On motion,

*Ordered*, that the Senate be informed that the House of Representatives are now ready to meet them in the Representative chamber, for the purpose of electing one presiding judge, to fill the vacancy in the third judicial circuit, occasioned by the resignation of the honorable John Test ; and that the House has appointed Mr. Beggs teller on their part : Whereupon the Senate came in and took their seats in the representative chamber, and the two Houses proceeded by joint ballot to the election of a presiding judge, to fill the vacancy in the third judicial circuit of Indiana, occasioned by the resignation of the honorable John Test ; which being finished ; upon examining the ballots, it appeared that Alexander A. Meek was duly elected : whereupon the president of the Senate, in presence of both houses of the general assembly, proclaimed the said Alexander A. Meek duly elected presiding judge of the third judicial circuit of Indiana.

And the Senate then retired to their chamber.

And the House adjourned for one hour.

House met pursuant to adjournment.

The House resolved itself into a committee of the whole on the bill making specific appropriations. Mr. Slaughter in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Slaughter reported, that the committee of the whole had, according to order, had the said bill under consideration, and had made some amendments to the same, in which they desire the concurrence of the House: whereupon the House concurred in the same generally.

*Ordered*, that the said be engrossed and read a third time to day.

Message from the Senate by Mr. Montgomery.

Mr. Speaker—the President of the Senate has signed the following enrolled bills, entitled “Acts,” to wit: An Act authorising Thomas Heamstead, guardian of William H. Vanderburgh, to convey ten acres of land as guardian to Francis Vigo; An Act to provide for the speedy printing of the local and special acts of the general assembly; An Act supplementary to the act regulating the militia; An Act to authorise John Barricklow and Gideon Cummins to build a toll bridge across Laughery Creek; An Act to vacate a part of Georgetown; An Act to erect a bridge over the mouth of Arnold’s Creek; and a memorial to Congress respecting the late purchase from the Indians.

Mr. Thompson introduced a resolution on the subject of Mr. Warner’s compensation as a member of this House from the county of Knox: Whereupon, on motion of Mr. Sullivan, the same was stricken out from the word “resolved,” and the following adopted in lieu thereof: “Resolved, that the Speaker of the House of Representatives certify, that general W. Johnston is entitled to his pay for his milage to the general assembly, and two dollars per day for the time he sat; and to Joseph Warner two dollars per day for the time he sat, and his milage in coming to and returning home from the seat of government.



Mr. Thomasson, from the committee for enrolled bills, reported, that the said committee had examined the enrolled bill entitled "An Act for attaching a part of the county of Sullivan to the county of Vigo;" the enrolled bill entitled "An Act authorising a State Medical Society in the State of Indiana;" the enrolled bill entitled "An Act divorcing Sally Davidson from Peter Davidson;" the enrolled bill entitled "An Act to authorise the sale of a certain tract of land belonging to the estate of Asaph Chandler deceased;" the enrolled bill entitled "An Act to incorporate the Roman Catholic church at Vincennes;" the enrolled joint resolution respecting the treasurer of State, and a joint resolution authorising a transfer of prisoners from the county of Lawrence to the county jail of Orange county; and had found the same duly enrolled; Whereupon the Speaker signed the same.

*Ordered*, that Mr. Thomasson inform the Senate thereof.

The engrossed bill making specific appropriations was taken up, and read the third time and passed.

*Ordered*, that Mr. Thomasson inform the Senate thereof and request their concurrence therein.

A message from the Governor by Mr. New.

Mr. Speaker—the Governor has this day approved and signed the enrolled bill entitled "An Act for the relief of John Sturgeon."

Mr. Slaughter introduced a joint resolution, on the subject of the compensation to the assistant clerk of this House, which was read and passed.

*Ordered*, that Mr. Slaughter inform the Senate thereof and request their concurrence therein.

Mr. Connor introduced a joint resolution providing for enclosing the grave of Edmund Hogan, who died in Corydon while attending the General Assembly, as a member from the county of Gibson; which was read and passed.



*Ordered*, That the Senate be informed thereof.

A message from the Senate by Mr. Pennington.

Mr. Speaker—The Senate have passed a joint resolution from this House providing for the enclosing the grave of Edmund Hogan deceased without amendment.

The House, according to order, resolved itself into a committee of whole on the bill to amend the act to prevent manstealing, Mr. Buntin in the chair, and after some time spent therein Mr. Speaker resumed the chair and Mr. Buntin reported, that the committee of the whole had, according to order, had the said bill under consideration and had made some amendments to the same, in which they desire the concurrence of the House : whereupon the said amendments were concurred in generally ; and on motion the said bill was then read the third time and passed ; and on the question of its passage, the yeas and nays being demanded by Messrs. Buntin and Powell, the votes were as follows,

### Y E A S ;

Messrs. Beggs,  
Bartholomew,  
Chambers,  
Connor,  
Cotton,  
Crisler,  
Ferguson,  
Gowdie,

Messrs. Graham,  
Hunt,  
Johnson of W.  
Lyon,  
Milroy,  
Moore,  
Powell and  
Thompson—16

### N A Y S ;

Messrs. Buntin,  
Slaughter,

Messrs. Thomasson and  
Warner—4

*Ordered*, That said bill be entitled, "An act."

*Ordered*, That Mr. Milroy inform the Senate thereof.

Mr. Thompson, from the committee to whom was referred the petition of Mr. Bowman and Andrew Tait

reported, unfavorable to the prayer of the petitioners, in which report the House concurred.

A message from the Senate by Mr. Beggs.

Mr. Speaker—The Senate have passed the bill from this House making specific appropriations, and have made some amendments to the same, in which they desire the concurrence of this House: whereupon the same were read and concurred in by this House.

*Ordered*, That Mr. Milroy inform the Senate thereof.

A message from the Senate by Mr. Boone.

Mr. Speaker—The Senate have passed the bill from this House entitled, "An act to amend the act to prevent manstealing, without amendment; and he withdrew.

An the House adjourned until tomorrow morning seven o'clock.

### *SATURDAY, January 2.*

House met pursuant to adjournment.

A message from the Governor by Mr. New.

Mr. Speaker—I am directed by the Gov. to inform this House that he did on yesterday approve and sign the act supplementary to the act regulating the militia; the act to authorize John Barricklow and Gideon Cummins to build a bridge across Laughery creek; the act to erect a bridge across Arnolds creek; and the act authorizing Thomas Heamstead Guardian of William H. Vanderburgh to convey ten acres of land as Guardian to Francis Vigo.

Mr. Thomasson from the committee for enrolled bills reported, that the said committee had examined the enrolled bills entitled, "An act to amend the act to divide the state into four circuits and fixing the times of holding courts therein;"

The enrolled bill entitled, "An act to prevent waste on lands reserved for the use of schools & salt springs;"

the enrolled bill entitled, "An act regulating the inspection of flour beef and pork;"

The enrolled bill entitled, "An act making general appropriations for the year 1819:"

The enrolled bill entitled, "An act making specific appropriations;" and a joint resolution authorizing H. H. Moore to employ some person to erect a pailing around the grave of Edmund Hogan deceased, and had found the same truly enrolled: whereupon the Speaker signed the same.

*Ordered*, That Mr. Thomasson inform the Senate thereof.

Mr. Sullivan introduced a joint resolution providing for the immediate printing of the act amendatory to the act dividing the state into four circuits and fixing the times of holding courts therein, and the act to amend the act for assessing and collecting revenue; which was read the first time and the rules were dispensed with and the same was read a second and third times and passed.

*Ordered*, That Mr. Powell inform the Senate thereof.

A message from the Governor by Mr. New.

Mr. Speaker—I am directed by the Governor to inform this House that he did, on this day, approve and sign the following acts; An act attaching a part of Sullivan county to the county of Vigo.

An act to authorize a state Medical society.

A joint resolution on the subject of the treasurer of state.

An act divorcing Sally Davidson from Peter Davidson her late husband.

An act to authorize the sale of a certain tract of land belonging to the estate of Asaph Chandler deceased: and, An act to revive the act entitled, "An act to incorporate the Roman Catholic church at Vincennes."

A message from the Senate by Mr. Pennington.

Mr. Speaker the Senate have passed the joint resolution from this House providing for the immediate print-



ing of certain acts therein named, without amendment.

On motion of Mr. Graham,

*Ordered*, That all unfinished business of this House be postponed until the first Monday in December next.

Mr. Thomasson, from the committee for enrolled bills reported that the said committee had examined the enrolled joint resolution providing for the immediate printing of the act fixing the times of holding courts, and the act amendatory to the act for assessing and collecting revenue, and had found the same truly enrolled : whereupon the Speaker signed the same.

*Ordered*, That Mr. Thomasson inform the Senate thereof.

A message from the Governor by Mr. New.

Mr. Speaker—I am directed by his Excellency the Governor to inform this House that he did, on this day, approve and sign the following acts.

“An act making specific appropriations; “An act making general appropriations; “An act to amend the act to prevent manstealing.

A joint resolution to authorize H. H. Moore to employ some person to erect a pailing round the grave of Edmund Hogan dec'd.

An act for the formation of a new county out of the counties of Clarke and Harrison; An act amendatory to an act to prevent waste on lands reserved for the use of schools and salt springs.

A message from the Senate by Mr. Pennington.

Mr. Speaker—The president of the Senate has signed the joint resolution authorizing the public printer to print immediately the act to amend the act dividing the state into four circuits and fixing the times of holding courts therein, and the act to amend the act for assessing and collecting revenue : whereupon, Mr. Thomasson, from the committee for enrolled bills reported, that the said committee had presented the said resolution to the Governor for his approval and signature.



A message from the Senate by *Mr. Pennington*.

*Mr. Speaker*—The Senate have appointed *Mr. Pennington* a committee to act with a similar committee appointed on the part of the House of Representatives to wait on the Governor and inform him, that the two Houses of the General Assembly have gone through their business, and are now ready to adjourn; and he withdrew:

And, on motion, *Messrs. Graham*, and *Cotton* were appointed that committee on the part of this House.

*Ordered*, That *Mr. Graham* inform the Senate thereof.

A message from the Governor by *Mr. New*.

*Mr. Speaker*—I am directed by the Governor to inform this House that he did, on this day, approve and sign a joint resolution providing for the immediate printing of the act amendatory to the act dividing the state into four circuits and fixing the times of holding courts therein, and the act to amend the act for assessing and collecting revenue.

*Mr. Graham* from the joint committee appointed to wait on the Governor and inform him that the two Houses had gone through their business, and were ready to adjourn reported, that the committee had performed that duty, and had received for answer from the Governor, that he had no further communications to make to them.

A message from the Senate by *Mr. Dill* their secretary.

*Mr. Speaker*—The Senate have gone through their business, and are now ready to adjourn.

Whereupon the Speaker adjourned the House *sine die*.

JOHN F. ROSS, C. H. R.

FINIS.















